JOURNAL

OF THE

REGULAR SESSION OF THE SENATE

OF THE

COMMONWEALTH OF KENTUCKY,

BEGUN AND HELD IN THE CITY OF FRANKFORT, ON WEDNESDAY, THE THIRTY-FIRST DAY OF DECEMBER, IN THE YEAR OF OUR LORD 1879, AND OF THE COMMONWEALTH THE EIGHTY-EIGHTH.

PROPERTY OF THE STATE OF KENTUCKY.

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JOURNAL

OF

THE SENATE OF KENTUCKY.

WEDNESDAY, DECEMBER 31, 1879.

Hon. James E. Cantrill, Lieutenant Governor, presiding.

At a General Assembly, begun and held for the State of Kentucky, at the Capitol, in the city of Frankfort, on the thirty-first day of December, one thousand eight hundred and seventy-nine, the following Senators appeared and took their seats:

From the First Senatorial District, Henry George.
From the Second Senatorial District, George W. Reeves.
From the Third Senatorial District, J. H. Wilkinson.
From the Fourth Senatorial District, A. H. Willingham.
From the Fifth Senatorial District, Cromwell Adair.
From the Sixth Senatorial District, Clinton J. Pratt.
From the Seventh Senatorial District, Clinton Griffith.
From the Eighth Senatorial District, Samuel E. Hill.
From the Ninth Senatorial District, George T. Edwards.
From the Tenth Senatorial District, David R. Murray.
From the Eleventh Senatorial District, H. H. Skiles.
From the Twelfth Senatorial Distriet, A. B. Montgomery.
From the Thirteenth Senatorial District, John Walter Rowlett.
From the Fourteenth Senatorial District, M. T. Carpenter.
From the Fifteenth Senatorial District, D. G. Mitchell.
From the Sixteenth Senatorial District, Joseph Bertram.
From the Seventeenth Senatorial District, Cyrenius W. Gilmore.

From the Eighteenth Senatorial District, J. H. Bruce.
From the Nineteenth Senatorial District, Ishmael H. Smith.
From the Twentieth Senatorial District, R. I. McQuiddy.
From the Twenty-first Senatorial District, T. J. McElrath.
From the Twenty-second Senatorial District, James Blackburn.
From the Twenty-fourth Senatorial District, Charles D. Foote.
From the Twenty fifth Senatorial District, A. S. Berry.
From the Twenty-sixth Senatorial District, A. R. Clarke.
From the Twenty-seventh Senatorial District, P. P. Johnston.
From the Twenty-ninth Senatorial District, R. J. White.
From the Thirtieth Senatorial District, Thomas J. Megibben.
From the Thirty-first Senatorial District, James Shackleford.
From the Thirty-second Senatorial District, George T. Halbert.
From the Thirty-third Senatorial District, Alex. E. Adams.
From the Thirty-fourth Senatorial District, W. O. Mize.
From the Thirty-sixth Senatorial District, W. H. Frederick.
From the Thirty-seventh Senatorial District, R. G. Hays.
From the Thirty-eighth Senatorial District, John T. Gathright.

The said Cromwell Adair, Alexander E. Adams, A. R. Clarke, Geo. T. Edwards, W. H. Frederick, John T. Gathright, Henry George, C. W. Gilmore, R. G. Hays, T. J. Megibben, W. O. Mize, Clifton J. Pratt, G. W. Reeves, H. H. Skiles, Ishmael H. Smith, J. H. Wilkinson, and A. H. Willingham, severally produced certificates of their election, and took the several oaths required by the Constitution of the United States and the Constitution and laws of this State.

The Speaker then announced that nominations for the office of Chief Clerk of the Senate were in order.

Whereupon, Mr. George nominated Mr. W. Vaughan Prather, of Harrison county, as a suitable person to fill said position.

Mr. Carpenter nominated Mr. Isaac Wingate, of Franklin county.

And the vote being taken, resulted as follows, viz:

Those who voted for Mr. Prather, were--

Cromwell Adair,	R. G. Hays,	John Walter Rowlett,
Alex. E. Adams,	T. J. McElrath,	James Shackleford,
Albert S. Berry,	Thos. J. Megibben,	H. H. Skiles,
A. R. Clarke,	D. G. Mitchell,	Ishmael H. Smith,
Geo. T. Edwards,	W. O. Mize,	Richard J. White,
Charles D. Foote,	Clifton J. Pratt,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham--22.
George T. Halbert,		

Those who voted for Mr. Wingate, were—

Joseph Bertram,	John T. Gathright,	P. P. Johnston,
James Blackburn,	C. W. Gilmore,	R. I. McQuiddy,
J. H. Bruce,	Clint. Griffith,	Alex. B. Montgomery,
M. T. Carpenter,	Sam. E. Hill,	David R. Murray—13.
W. H. Frederick,		

Mr. Prather having received a majority of all the votes cast, was declared duly elected Clerk of the Senate for the present session, and then took the oath prescribed by the Constitution and laws of the State.

The Speaker then announced that nominations were in order for the office of Assistant Clerk of the Senate.

Whereupon, Mr. Hays nominated Mr. John L. Sneed, of Frankfort, as a suitable person to fill said position.

Mr. Gilmore nominated Mr. John M. Elliott, jr., as a suitable person to fill said position.

And the vote being taken, resulted as follows, viz:

Those who voted for Mr. Sneed, were—

Cromwell Adair,	John T. Gathright,	Alex. B. Montgomery,
Alex. E. Adams,	Henry George,	David R. Murray,
Joseph Bertram,	Clint. Griffith,	Clifton J. Pratt,
James Blackburn,	George T. Halbert,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John Walter Rowlett,
M. T. Carpenter,	Sam. E. Hill,	James Shackleford,
A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Geo. T. Edwards,	T. J. McElrath,	Ishmael H. Smith,
Charles D. Foote,	R. I McQuiddy,	J. H. Wilkinson,
W. H. Frederick,	Thos. J. Megibben,	A. H. Willingham—30.

Those who voted for Mr. Elliott, were—

Albert S. Berry,	D. G. Mitchell,	Richard J. White—5.
C. W. Gilmore,	W. O Mize,	

Mr. Sneed having received a majority of all the votes cast, was declared duly elected Assistant Clerk of the Senate for the present session, and took the oath prescribed by the Constitution and laws of this State.

The Speaker then announced that nominations for the position of Sergeant-at-Arms were in order.

Whereupon, Mr. Hays nominated B. W. Jenkins, of Louisville, as a suitable person to fill said position.

Mr. Gathright nominated J. B. Clay, of Fayette county, as a suitable person to fill said position.

Mr. Shackleford nominated Thomas D. Marcum, of Lawrence county, for the same position.

Mr. Hill nominated N. J. Harris, of Muhlenburg county, for the same position.

Mr. Gilmore nominated Robert E. Jamison, of Lee county, for the same position.

Mr. Mize nominated G. B Swango, of Wolfe county, for the same position.

And the vote being taken, resulted as follows :

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W H. Frederick,	Richard J. White,
Joseph Bertram,	R. G. Hays,	J. H. Wilkinson—8.
Charles D. Foote,	T. J. McElrath,	

Those who voted for Mr. Clay, were—

James Blackburn,	John T. Gathright,	R I. McQuiddy,
M. T. Carpenter,	P. P. Johnston,	A. B. Montgomery—7.
A. R. Clarke,		

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	George T. Halbert,	John W Rowlett,
J. H Bruce,	Thos. J Megibben,	James Shackleford,
Henry George,	D. G. Mitchell,	H. H. Skiles—9.

Those who voted for Mr. Harris, were—

Cromwell Adair,	Samuel E. Hill,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

For Mr. Swango—W. O. Mize—1.

For Mr. Jamison—C. W. Gilmore—1.

No one having received a majority of all the votes cast, the Senate then proceeded to take a second ballot.

Mr. Mize withdrew the name of Mr. Swango.

Mr. Gilmore withdrew the name of Mr. Jamison.

The second ballot was then taken, which resulted as follows, viz :

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W. H. Frederick,	Richard J. White,
Joseph Bertram,	R. G. Hays,	J. H. Wilkinson—8.
Charles D. Foote,	T. J. McElrath,	

Those who voted for Mr. Clay, were—

James Blackburn,	A. R. Clarke,	P. P. Johnston,
M. T. Carpenter,	John T. Gathright,	A. B. Montgomery—6.

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	George T. Halbert,	W. O. Mize,
J. H. Bruce,	R I. McQuiddy,	John W. Rowlett,

Henry George,	Thos. J. Megibben,	Jas Shackleford,
C. W. Gilmore,	D. G. Mitchell,.	H. H. Skiles—12.

Those who voted for Mr. Harris, were—

Cromwell Adair,	Samuel E. Hill,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

No one having received a majority of all the votes cast, the Senate then proceeded to take a third ballot, which resulted as follows, viz :

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W. H. Frederick,	Richard J. White,
Joseph Bertram,	R. G. Hays,	J. H. Wilkinson—8.
Charles D. Foote,	T. J. McElrath,	

Those who voted for Mr. Clay, were—

James Blackburn,	A. R. Clarke,	P. P. Johnston,
M. T. Carpenter,	John T. Gathright,	A. B. Montgomery—6.

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	George T. Halbert,	W. O. Mize,
J. H. Bruce,	R. I. McQuiddy,	John W. Rowlett,
Henry George,	Thos. J. Megibben,	Jas. Shackleford,
C. W. Gilmore,	D. G. Mitchell,	H. H. Skiles—12.

Those who voted for Mr. Harris, were—

Cromwell Adair,	Samuel E. Hill,	G. W. Reeves,
George T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

No one having received a majority of all the votes cast, the Senate proceeded to take the fourth ballot, which resulted as follows, viz :

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W. H. Frederick,	Richard J. White,
Joseph Bertram,	R. G. Hays,	J. H. Wilkinson—8.
Charles D. Foote,	T. J. McElrath,	

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	George T. Halbert,	W. O. Mize,
J. H. Bruce,	R. I. McQuiddy,	John W. Rowlett,
Henry George,	Thos. J. Megibben,	James Shackleford,
C. W. Gilmore,	D. G. Mitchell,	H. H. Skiles—12.

Those who voted for Mr. Harris, were—

Cromwell Adair,	Sam. E. Hill,	G. W. Reeves,
George T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

Those who voted for Mr. Clay, were—

James Blackburn,	A. R. Clarke,	P. P. Johnston,
M. T. Carpenter,	John T. Gathright,	A. B. Montgomery—6.

No one having received a majority of all the votes cast, the fifth ballot was then taken, which resulted as follows:

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W. H. Frederick,	Richard J. White,
Joseph Bertram,	R. G. Hays,	J. H. Wilkinson—8.
Charles D. Foote,	T. J. McElrath,	

Those who voted for Mr. Clay, were—

James Blackburn,	A. R. Clarke,	P. P. Johnston,
M. T. Carpenter,	John T. Gathright,	A. B Montgomery—6.

Those who voted for Mr. Marcum, were—

Alex. E Adams,	George T. Halbert,	W. O. Mize,
J. H. Bruce,	R. I. McQuiddy,	John W. Rowlett,
Henry George,	Thos. J. Megibben,	Jas. Shackleford,
C. W. Gilmore,	D. G. Mitchell,	H. H. Skiles—12.

Those who voted for Mr. Harris, were—

Cromwell Adair,	Sam. E. Hill,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

No one having received a majority of all the votes cast, the sixth ballot was then taken, which resulted as follows:

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	R. I. McQuiddy,	John W. Rowlett,
J. H. Bruce,	Thos. J. Megibben,	James Shackleford,
Henry George,	D. G. Mitchell,	H. H. Skiles,
C. W. Gilmore,	W. O. Mize,	J. H. Wilkinson—13.
George T. Halbert,		

Those who voted for Mr. Jenkins were—

Albert S. Berry,	W. H. Frederick,	T. J. McElrath,
Joseph Bertram,	R. G. Hays,	Richard J. White—7.
Charles D. Foote,		

Those who voted for Mr. Harris, were—

Cromwell Adair,	Sam. E. Hill,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

Those who voted for Mr. Clay, were—

James Blackburn,	A. R. Clarke,	P. P. Johnston,
M. T. Carpenter,	John T. Gathright,	A. B. Montgomery—6.

No one having received a majority of all the votes cast, the seventh ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W. H. Frederick,	T. J McElrath,
Joseph Bertram,	R. G. Hays,	Richard J. White—7.
Charles D. Foote,		

Those who voted for Mr. Clay, were—

James Blackburn,	A. R. Clarke,	Alex. B. Montgomery,
M. T. Carpenter,	John T. Gathright,	P. P. Johnston—6.

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	R. I. McQuiddy,	John Walter Rowlett,
J. H. Bruce,	Thos. J. Megibben,	Jas. Shackleford,
Henry George,	D. G. Mitchell,	H. H. Skiles,
C. W. Gilmore,	W. O. Mize,	J. H. Wilkinson—13.
George T. Halbert,		

Those who voted for Mr. Harris, were—

Cromwell Adair,	Sam. E. Hill,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

No one having received a majority of all the votes cast, the eighth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	R. I. McQuiddy,	John W. Rowlett,
J. H. Bruce,	Thos. J. Megibben,	James Shackelford,
Henry George,	D. G. Mitchell,	H. H. Skiles,
C. W. Gilmore,	W. O. Mize,	J. H. Wilkinson—13.
George T. Halbert,		

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W. H. Frederick,	T. J. McElrath,
Joseph Bertram,	R. G. Hays,	Richard J. White—7.
Charles D. Foote,		

Those who voted for Mr Harris, were—

Cromwell Adair,	Sam. E. Hill,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

Those who voted for Mr. Clay, were—

James Blackburn,	A. R. Clarke,	P. P. Johnston,
M. T. Carpenter,	John T. Gathright,	A. B. Montgomery—6.

No one having received a majority of all the votes cast, the ninth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W. H. Frederick,	T. J. McElrath,
Joseph Bertram,	R. G. Hays,	Richard J. White—7.
Charles D. Foote,		

Those who voted for Mr. Clay, were—

James Blackburn,	A. C. Clarke,	P. P. Johnston
M. T. Carpenter,	John T. Gathright,	A. B. Montgomery—6.

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	R. I. McQuiddy,	John Walter Rowlett,
J. H. Bruce,	Thos. J. Megibben,	Jas. Shackleford,

Henry George, D. G. Mitchell, H. H. Skiles,
C. W. Gilmore, W. O. Mize, J. H. Wilkinson—13.
George T. Halbert,

Those who voted for Mr. Harris, were—

Cromwell Adair, Samuel E. Hill, G. W. Reeves,
Geo. T. Edwards, David R. Murray, Ishmael H. Smith,
Clint. Griffith, Clifton J. Pratt, A. H. Willingham—9.

No one having received a majority of all the votes cast, the tenth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams, R. I. McQuiddy, John W. Rowlett,
J. H. Bruce, Thos. J. Megibben, James Shackleford,
Henry George, D. G. Mitchell, H. H. Skiles,
C. W. Gilmore, W. O. Mize, J. H. Wilkinson—13.
George T. Halbert,

Those who voted for Mr. Harris, were—

Cromwell Adair, Samuel E. Hill, G. W. Reeves,
Geo. T. Edwards, David R. Murray, Ishmael H. Smith,
Clint. Griffith, Clifton J. Pratt, A. H. Willingham—9.

Those who voted for Mr. Jenkins, were—

Albert S. Berry, W. H. Frederick, T. J. McElrath,
Joseph Bertram, R. G. Hays, Richard J. White—7.
Charles D. Foote,

Those who voted for Mr. Clay, were—

James Blackburn, A. R. Clarke, P. P. Johnston,
M. T. Carpenter, John T. Gathright, A. B. Montgomery—6.

No one having received a majority of all the votes cast, the eleventh ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Jenkins, were—

Albert S. Berry, W. H. Frederick, T. J. McElrath,
Joseph Bertram, R. G. Hays, Richard J. White—7.
Charles D. Foote,

Those who voted for Mr. Clay, were—

James Blackburn, A. R. Clarke, P. P. Johnston,
M. T. Carpenter, John T. Gathright, A. B. Montgomery—6.

Those who voted for Mr. Marcum, were—

Alex. E. Adams, R. I. McQuiddy, John W. Rowlett,
J. H. Bruce, Thos. J. Megibben, Jas. Shackleford,
Henry George, D. G. Mitchell, H. H. Skiles,
C. W. Gilmore, W. O. Mize, J. H. Wilkinson—13.
Geo. T. Halbert,

Those who voted for Mr. Harris, were—

Cromwell Adair, Sam. E. Hill, G. W. Reeves,

Geo. T. Edwards, David R. Murray, Ishmael H. Smith,
Clint. Griffith, Clifton J. Pratt, A. H. Willingham—9.

No one having received a majority of all the votes cast, the twelfth ballot was then taken, which resulted as follows, viz :

Those who voted for Mr. Marcum, were--

Alex. E. Adams, R. I. McQuiddy, John W. Rowlett,
J. H. Bruce, Thos. J. Megibben, James Shackleford,
Henry George, D. G. Mitchell, H. H. Skiles,
C. W. Gilmore, W. O Mize, J. H. Wilkinson—13.
George T. Halbert,

Those who voted for Mr. Harris, were--

Cromwell Adair, Sam. E. Hill, G. W. Reeves,
Geo. T. Edwards, David R. Murray, Ishmael H. Smith,
Clint. Griffith, Clifton J. Pratt, A. H. Willingham—9.

Those who voted for Mr. Jenkins, were—

Albert S. Berry, Charles D. Foote, R. G. Hays,
Joseph Bertram, W. H. Frederick, Richard J. White—6.

Those who voted for Mr. Clay, were—

James Blackburn, A. R. Clarke, P. P. Johnston,
M. T. Carpenter, John T. Gathright, A. B. Montgomery—6.

No one having received a majority of all the votes cast, the thirteenth ballot was then taken, which resulted as follows, viz :

Those who voted for Mr. Jenkins, were—

Albert S. Berry, W. H. Frederick, T. J. McElrath,
Joseph Bertram, R. G. Hays, Richard J. White—7.
Charles D. Foote,

Those who voted for Mr. Clay, were—

James Blackburn, A. R. Clarke, P. P. Johnston,
M. T. Carpenter, John T. Gathright, A. B. Montgomery—6.

Those who voted for Mr. Marcum, were—

Alex E. Adams, R. I. McQuiddy, John W. Rowlett,
J. H. Bruce, Thos. J. Megibben, Jas. Shackleford,
Henry George, D. G Mitchell, H H. Skiles,
C. W. Gilmore, W. O. Mize, J. H. Wilkinson—13.
George T. Halbert,

Those who voted for Mr. Harris, were—

Cromwell Adair, Sam. E. Hill, G. W. Reeves,
Geo. T. Edwards, David R. Murray, Ishmael H. Smith,
Clint. Griffith, Clifton J. Pratt, A. H. Willingham—9.

No one having received a majority of all the votes cast, the fourteenth ballot was then taken, which resulted as follows, viz :

Those who voted for Mr. Marcum, were--

Alex. E. Adams, R. I. McQuiddy, John Walter Rowlett,
J. H. Bruce, Thos. J. Megibben, James Shackleford,

Henry George,	D. G. Mitchell,	H. H. Skiles,
C. W. Gilmore,	W. O. Mize,	J. H. Wilkinson—13.
George T. Halbert,		

Those who voted for Mr. Harris, were—

Cromwell Adair,	Sam. E. Hill,	G W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W. H. Frederick,	T. J. McElrath,
Joseph Bertram,	R. G. Hays,	Richard J. White—7.
Charles D. Foote,		

Those who voted for Mr. Clay, were—

James Blackburn,	A. R Clarke,	P. P. Johnston,
M. T. Carpenter,	John T. Gathright,	A. B. Montgomery—6.

No one having received a majority of all the votes cast, the fifteenth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Jenkins, were—

Albert S. Berry,	W. H. Frederick,	H. H. Skiles,
Joseph Bertram,	T. J. McElrath,	Richard J. White—7.
Charles D. Foote,		

Those who voted for Mr. Clay, were—

James Blackburn,	A. R. Clarke,	P. P. Johnston,
M. T. Carpenter,	John T. Gathright,	A B. Montgomery—6.

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	George T. Halbert,	W. O. Mize,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
Henry George,	Thos. J. Megibben,	James Shackleford,
C. W. Gilmore,	D. G. Mitchell,	J. H. Wilkinson—12.

Those who voted for Mr. Harris, were—

Cromwell Adair,	Sam. E. Hill,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clinton Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

Mr. Reeves then moved that the Senate do now adjourn, to meet again at 3 o'clock, P. M.

Mr. Hays moved that the Senate do now adjourn, to meet again at 10 o'clock, A. M., Friday, January, 2d, 1880.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the motion made by Mr. Reeves, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	G. W. Reeves,
James Blackburn,	Clinton Griffith,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	H. H. Skiles,
Geo. T. Edwards,	T. J. McElrath,	A. H. Willingham—14.
W. H. Frederick,	Clifton J. Pratt,	

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	W. O. Mize,
Albert S. Berry,	George T. Halbert,	Alex. B. Montgomery,
Joseph Bertram,	R. G. Hays,	David R. Murray,
J. H. Bruce,	Samuel E. Hill,	James Shackleford,
A. R. Clarke,	R. I. McQuiddy,	Ishmael H. Smith,
Charles D. Foote,	Thomas J. Megibben,	Richard J. White,
Henry George,	D. G. Mitchell,	J. H. Wilkinson—21.

The Senate then proceeded to take the sixteenth ballot, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	Geo. T. Halbert,	John W. Rowlett,
J. H. Bruce,	R. I. McQuiddy,	Jas. Shackleford,
Chas. D. Foote,	Thos. J. Megibben,	H. H. Skiles,
Henry George,	D. G. Mitchell,	J. H. Wilkinson—14.
C. W. Gilmore,	W. O. Mize,	

Those who voted for Mr. Harris, were—

Cromwell Adair,	Sam. E. Hill,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clinton Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

Those who voted for Mr. Jenkins, were—

Joseph Bertram,	R. G. Hays,	Richard J. White—5.
W. H. Frederick,	T. J. McElrath,	

Those who voted for Mr. Clay, were—

Albert S. Berry,	A. R. Clarke,	P. P. Johnston,
James Blackburn,	John T. Gathright,	A. B. Montgomery—7.
M. T. Carpenter,		

No one having received a majority of all the votes cast, the Senate then proceeded to take the seventeenth ballot, which resulted as follows, viz:

Those who voted for Mr. Jenkins, were—

Joseph Bertram,	R. G. Hays,	Richard J. White—5.
W. H. Frederick,	T. J. McElrath,	

Those who voted for Mr. Clay, were—

James Blackburn,	John T. Gathright,	A. B. Montgomery—5.
M. T. Carpenter,	P. P. Johnston,	

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	C. W. Gilmore,	W. O. Mize,
Albert S. Berry,	George T. Halbert,	John W. Rowlett,
J. H. Bruce,	R. I. McQuiddy,	James Shackleford,
A. R. Clarke,	Thos. J. Megibben,	H. H. Skiles,
Charles D. Foote,	D. G. Mitchell,	J. H. Wilkinson—16.
Henry George,		

Those who voted for Mr. Harris, were—

Cromwell Adair,	Samuel E. Hill,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clinton Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

No one having received a majority of all the votes cast, the Senate then proceeded to take the eighteenth ballot, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	C. W. Gilmore,	John W. Rowlett,
J. H. Bruce,	George T. Halbert,	James Shackleford,
A. R. Clarke,	R. I. McQuiddy,	H. H. Skiles,
Charles D. Foote,	Thos. J. Megibben,	J. H. Wilkinson—14.
Henry George,	W. O. Mize,	

Those who voted for Mr. Harris, were—

Cromwell Adair,	Samuel E. Hill,	G. W. Reeves,
Albert S. Berry,	David R. Murray,	Ishmael H. Smith,
Geo. T. Edwards,	Clifton J. Pratt,	A. H. Willingham—10.
Clinton Griffith,		

Those who voted for Mr. Jenkins, were—

W. H. Frederick,	R. G. Hays,	Richard J. White—3.

Those who voted for Mr. Clay, were—

James Blackburn,	John T. Gathright,	A. B. Montgomery—5.
M. T. Carpenter,	P. P. Johnston,	

No one having received a majority of all the votes cast, the Senate then proceeded to take the nineteenth ballot, which resulted as follows, viz:

Those who voted for Mr. Jenkins, were—

Joseph Bertram,	R. G. Hays,	Richard J. White—5.
W. H. Frederick,	T. J. McElrath,	

Those who voted for Mr. Clay, were—

Albert S. Berry,	M. T. Carpenter,	P. P. Johnston,
James Blackburn,	John T. Gathright,	A. B. Montgomery—6.

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	C. W. Gilmore,	W. O. Mize,
J. H. Bruce,	George T. Halbert,	John W. Rowlett,
A. R. Clarke,	R. I. McQuiddy,	James Shackleford,

Charles D. Foote, Thos. J. Megibben, H. H. Skiles,
Henry George, D. G. Mitchell, J. H. Wilkinson—15.

Those who voted for Mr. Harris, were—

Cromwell Adair, Samuel E. Hill, G. W. Reeves,
Geo. T. Edwards, David R. Murray, Ishmael H. Smith,
Clinton Griffith, Clifton J. Pratt, A. H. Willingham—9.

No one having received a majority of all the votes cast, the twentieth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams, C. W. Gilmore, W. O. Mize,
J. H. Bruce, Geo. T Halbert, John Walter Rowlett,
A. R. Clarke, R. I. McQuiddy, James Shackleford,
Chas. D. Foote, Thos. J. Megibben, H. H. Skiles,
Henry George, D. G. Mitchell, J. H. Wilkinson—15.

Those who voted for Mr. Harris, were—

Cromwell Adair, A. B. Montgomery, G. W. Reeves,
Geo. T. Edwards, David R. Murray, Ishmael H. Smith,
Clinton Griffith, Clifton J. Pratt, A. H. Willingham—10.
Sam. E. Hill,

Those who voted for Mr. Jenkins, were—

Albert S. Berry, W. H. Frederick, T. J. McElrath,
Joseph Bertram, R. G. Hays, Richard J. White—6.

Those who voted for Mr. Clay, were—

James Blackburn, John T. Gathright, P. P. Johnston—4.
M. T. Carpenter,

At 2 o'clock, P. M., Mr. Hays moved that the Senate adjourn until 7½ o'clock, P. M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair, R. G. Hays, David R. Murray,
Alex. E. Adams, P. P. Johnston, H. H. Skiles,
Albert S. Berry, T. J. McElrath, Richard J. White,
Clinton Griffith, R. I. McQuiddy, A. H. Willingham—12.

Those who voted in the negative, were—

Joseph Bertram, Henry George, A. B. Montgomery,
James Blackburn, C. W. Gilmore, Clifton J. Pratt,
J. H. Bruce, Geo. T. Halbert, G. W. Reeves,
M. T. Carpenter, Samuel E. Hill, John W. Rowlett,
A. R. Clarke, Thos. J. Megibben, James Shackleford,

Geo. T. Edwards, D. G. Mitchell, Ishmael H. Smith,
Charles D. Foote, W. O. Mize, J. H. Wilkinson—22.
John T. Gathright,

The Senate then proceeded to take the twenty-first ballot, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams, Henry George, W. O. Mize,
Albert S. Berry, C. W. Gilmore, John W. Rowlett,
Joseph Bertram, George T. Halbert, James Shackleford,
J. H. Bruce, R. I. McQuiddy, H. H. Skiles,
A. R. Clarke, Thos. J. Megibben, J. H. Wilkinson—17.
Charles D. Foote, D. G. Mitchell,

Those who voted for Mr. Harris, were—

Cromwell Adair, Alex. B. Montgomery, G. W. Reeves,
Geo. T. Edwards, David R. Murray, Ishmael H. Smith,
Clinton Griffith, Clifton J. Pratt, A. H. Willingham—10.
Samuel E. Hill,

Those who voted for Mr. Jenkins, were—

W. H. Frederick, R. G. Hays, Richard J. White—3.

Those who voted for Mr. Clay, were—

James Blackburn, John T. Gathright, T. J. McElrath—5.
M. T. Carpenter, P. P. Johnston,

Mr. White then withdrew the name of Mr. Jenkins.

The Senate then proceeded to take the twenty-second ballot, which resulted as follows, viz:

Those who voted for Mr. Clay, were—

James Blackburn, John T. Gathright, T. J. McElrath,
M. T. Carpenter, R. G. Hays, Richard J. White—7.
W. H. Frederick, P. P. Johnston,

Those who voted for Mr. Marcum, were—

Alex. E. Adams, Henry George, W. O. Mize,
Albert S. Berry, C. W. Gilmore, John W. Rowlett,
Joseph Bertram, Geo. T. Halbert, James Shackleford,
J. H. Bruce, R. I. McQuiddy, H. H. Skiles,
A. R. Clarke, Thos. J. Megibben, J. H. Wilkinson—17.
Charles D. Foote, D. G. Mitchell,

Those who voted for Mr. Harris, were—

Cromwell Adair, A. B. Montgomery, G. W. Reeves,
Geo. T. Edwards, David R. Murray, Ishmael H. Smith,
Clinton Griffith, Clifton J. Pratt, A. H. Willingham—10.
Sam. E. Hill,

No one having received a majority of all the votes cast, the Senate then proceeded to take the twenty-third ballot, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	Henry George,	D. G. Mitchell,
Albert S. Berry,	C. W. Gilmore,	W. O. Mize,
Joseph Bertram,	George T. Halbert,	John W Rowlett,
J. H. Bruce,	R. I. McQuiddy,	James Shackleford,
A. R. Clarke,	Thos. J. Megibben,	J. H. Wilkinson—16.
Charles D. Foote,		

Those who voted for Mr. Harris, were—

Cromwell Adair,	A. B. Montgomery,	H. H. Skiles,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clinton Griffith,	Clifton J. Pratt,	A. H. Willingham—11.
Samuel E. Hill,	G. W. Reeves,	

Those who voted for Mr. Clay, were—

James Blackburn,	John T. Gathright,	T. J. McElrath,
M. T. Carpenter,	R. G. Hays,	Richard J. White—8.
W. H. Frederick,	P. P. Johnston,	

No one having received a majority of all the votes cast, the Senate then proceeded to take the twenty-fourth ballot, which resulted as follows, viz:

Those who voted for Mr. Clay, were—

Albert S. Berry,	W. H. Frederick,	T. J. McElrath,
James Blackburn,	John T. Gathright,	H. H. Skiles,
M. T. Carpenter,	P. P. Johnston,	Richard J. White—9.

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	Henry George,	D. G. Mitchell,
Joseph Bertram,	C. W. Gilmore,	W. O. Mize,
J. H. Bruce,	George T. Halbert,	John W. Rowlett,
A. R. Clarke,	R. I. McQuiddy,	James Shackleford,
Charles D. Foote,	Thos. J. Megibben,	J. H. Wilkinson—15.

Those who voted for Mr. Harris, were—

Cromwell Adair,	Samuel E. Hill,	G. W. Reeves,
Geo. T. Edwards,	Alex. B. Montgomery,	Ishmael H. Smith,
Clinton Griffith,	David R. Murray,	A. H. Willingham—11.
R. G. Hays,	Clifton J. Pratt,	

No one having received a majority of all the votes cast, the Senate then proceeded to take the twenty-fifth ballot, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	Henry George,	W. O. Mize,
Albert S. Berry,	C. W. Gilmore,	John W. Rowlett,
Joseph Bertram,	Geo. T. Halbert,	James Shackleford,
J. H. Bruce,	R. I. McQuiddy,	H. H. Skiles,
A. R. Clarke,	Thos. J. Megibben,	J. H. Wilkinson—17.
Charles D. Foote,	D. G. Mitchell,	

Those who voted for Mr. Harris, were—

Cromwell Adair,	A. B. Montgomery,	G. W. Reeves,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,
Clinton Griffith,	Clifton J. Pratt,	A. H. Willingham—10.
Sam. E. Hill,		

Those who voted for Mr. Clay, were—

James Blackburn,	John T. Gathright,	T. J. McElrath,
M. T. Carpenter,	R. G. Hays,	Richard J. White—8.
W. H. Frederick,	P. P. Johnston,	

At 2:20 o'clock, P. M., Mr. Murray moved that the Senate do now adjourn, to meet again at 7½ o'clock, P. M.

Mr. George moved to amend said motion by striking out 7½ o'clock, and inserting in lieu thereof 3½ o'clock, P. M.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the motion made by Mr. Murray, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	R. G. Hays,	G. W. Reeves,
Albert S. Berry,	Samuel E. Hill,	John W. Rowlett,
Joseph Bertram,	P. P. Johnston,	H. H. Skiles,
James Blackburn,	T. J. McElrath,	Ishmael H. Smith,
W. H. Frederick,	A. B. Montgomery,	Richard J. White,
John T. Gathright,	Clifton J. Pratt,	A. H. Willingham—19.
Clinton Griffith,		

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	D. G. Mitchell,
J. H. Bruce,	C. W. Gilmore,	W. O. Mize,
M. T. Carpenter,	Geo. T. Halbert,	David R. Murray,
A. R. Clarke,	R. I. McQuiddy,	James Shackleford,
Geo. T. Edwards,	Thos. J. Megibben,	J. H. Wilkinson—16.
Charles D. Foote,		

And then the Senate adjourned.

At 7½ o'clock, P. M., the Senate met pursuant to adjournment.

Hon. C. N. Lewis, Senator-elect from the Thirty-sixth District, appeared and took the several oaths required by the Constitution and laws.

The Senate then proceeded to take the twenty-sixth ballot for the office of Sergeant-at-Arms, which resulted as follows, viz:

Those who voted for Mr. Clay, were—

James Blackburn,	John T. Gathright,	T. J. McElrath,
M. T. Carpenter,	R. G. Hays,	Richard J. White—8.
W. H. Frederick,	P. P. Johnston,	

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	George T. Halbert,	W. O. Mize,
Joseph Bertram,	C. N. Lewis,	David R. Murray,
J. H. Bruce,	R. I. McQuiddy,	John W. Rowlett,
Henry George,	Thos. J. Megibben,	James Shackleford,
C. W. Gilmore,	D. G. Mitchell,	J. H. Wilkinson—15.

Those who voted for Mr. Harris, were—

Cromwell Adair,	Alex. B. Montgomery,	H. H. Skiles,
Geo. T. Edwards,	Clifton J. Pratt,	Ishmael H. Smith,
Clinton Griffith,	G. W. Reeves,	A. H. Willingham—10.
Samuel E. Hill,		

No one having received a majority of all the votes cast, the Senate then proceeded to take the twenty-seventh ballot, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	Geo. T. Halbert,	David R. Murray,
Joseph Bertram,	C. N. Lewis,	John W. Rowlett,
J. H. Bruce,	R. I. McQuiddy,	Jas. Shackleford,
Henry George,	Thos. J. Megibben,	J. H. Wilkinson—14.
C. W. Gilmore,	W. O. Mize,	

Those who voted for Mr. Clay, were—

James Blackburn,	John T. Gathright,	T. J. McElrath,
M. T. Carpenter,	R. G. Hays,	D. G. Mitchell,
W. H. Frederick,	P. P. Johnston,	Richard J. White—9.

Those who voted for Mr. Harris, were—

Cromwell Adair,	A. B. Montgomery,	H. H. Skiles,
Geo. T. Edwards,	Clifton J. Pratt,	Ishmael H. Smith,
Clinton Griffith,	G. W. Reeves,	A. H. Willingham—10.
Sam. E. Hill,		

No one having received a majority of all the votes cast, the twenty-eighth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Clay, were—

James Blackburn,	John T. Gathright,	T. J McElrath,
M. T. Carpenter,	P. P. Johnston,	Richard J. White—7.
W. H. Frederick,		

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	C. W. Gilmore,	W. O. Mize,
Joseph Bertram,	George T. Halbert,	David R. Murray,
J. H. Bruce,	C. N. Lewis,	John Walter Rowlett,

A. R. Clarke, R. I. McQuiddy, Jas. Shackleford,
Charles D. Foote, Thos. J. Megibben, J. H. Wilkinson—16.
Henry George,

Those who voted for Mr. Harris, were—

Cromwell Adair, Sam. E. Hill, G. W. Reeves,
Geo. T. Edwards, D. G. Mitchell, H. H. Skiles,
Clint. Griffith, Alex. B. Montgomery, Ishmael H. Smith,
R. G. Hays, Clifton J. Pratt, A. H. Willingham—12.

No one having received a majority of all the votes cast, the twenty-ninth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams, C. W. Gilmore, W. O. Mize,
Joseph Bertram, Geo. T Halbert, David R. Murray,
J. H. Bruce, R. G. Hays, John Walter Rowlett,
A. R. Clarke, C. N. Lewis, James Shackleford,
Chas. D. Foote, Thos. J. Megibben, J. H. Wilkinson—16.
Henry George,

Those who voted for Mr. Clay, were—

James Blackburn, John T. Gathright, D. G. Mitchell,
M. T. Carpenter, T. J. McElrath, Richard J. White—8.
W. H. Frederick, R. I. McQuiddy,

Those who voted for Mr. Harris, were—

Cromwell Adair, A. B. Montgomery, H. H. Skiles,
Geo. T. Edwards, Clifton J. Pratt, Ishmael H. Smith,
Clinton Griffith, G. W. Reeves, A. H. Willingham—10.
Sam. E. Hill,

No one having received a majority of all the votes cast, the thirtieth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Clay, were—

James Blackburn, John T. Gathright, T. J. McElrath,
M. T. Carpenter, R. G. Hays, R. I. McQuiddy,
W. H. Frederick, P. P. Johnston, Richard J. White—9.

Those who voted for Mr. Marcum, were—

Alex E. Adams, C. W. Gilmore, W. O. Mize,
Joseph Bertram, George T. Halbert, David R. Murray,
J. H. Bruce, C. N. Lewis, John W. Rowlett,
A. R. Clarke, Thos. J. Megibben, Jas. Shackleford,
Charles D. Foote, D. G. Mitchell, J H. Wilkinson—16.
Henry George,

Those who voted for Mr. Harris, were—

Cromwell Adair, A. B. Montgomery, H H. Skiles,
Geo. T. Edwards, Clifton J. Pratt, Ishmael H. Smith,
Clint. Griffith, G. W. Reeves, A. H. Willingham—10.
Sam. E. Hill,

No one having received a majority of all the votes cast, the thirty-first ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Marcum, were—

Alex. E. Adams,	Henry George,	D. G. Mitchell,
Albert S. Berry,	C. W Gilmore,	W. O. Mize,
Joseph Bertram,	Geo. T. Halbert,	David R. Murray,
J. H. Bruce,	C. N. Lewis,	John W. Rowlett,
A. R. Clarke,	R. I. McQuiddy,	Jas. Shackleford,
Charles D. Foote,	Thos. J. Megibben,	J. H. Wilkinson—18.

Those who voted for Mr. Harris, were—

Cromwell Adair,	Sam. E. Hill,	H. H. Skiles,
Geo. T. Edwards,	A. B. Montgomery,	Ishmael H. Smith,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—9.

Those who voted for Mr. Clay, were—

James Blackburn,	John T. Gathright,	T. J. McElrath,
M. T. Carpenter,	R. G. Hays,	Richard J. White—8.
W. H. Frederick,	P. P. Johnston,	

Whereupon, Mr. Marcum having received a majority of all the votes cast, was declared duly elected Sergeant-at-Arms for the present session, and took the several oaths required by the Constitution and laws of the State.

The Speaker then announced that nominations for the office of Door-keeper were now in order.

Whereupon, Mr. Griffith nominated P. M. Willingham, of Webster county, as a suitable person to fill said position.

Mr. White nominated Abijah B. Gilbert, of Clay county, for the same position.

Mr. Clarke nominated Duncan Harding, of Robertson county.

Mr. McQuiddy nominated John Allen Crittenden, of Franklin county.

Mr. Wilkinson nominated Milton H. Carson, of Livingston county.

Mr. Rowlett nominated Thos. H. Moss, of Larue county.

Mr. Mitchell nominated Milton Hamilton, of Kenton county.

Mr. Hays nominated John J. Owens, of the city of Louisville.

Mr. Reeves nominated Benj. Flint, of Ballard county.

Mr. George nominated Robt. Mahan, of Graves county.

Mr. Blackburn nominated James Moore, of Scott county.

There being no further nominations, the ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Willingham, were—

Cromwell Adair,	Sam. E. Hill,	H. H. Skiles,
Clint. Griffith,	Clifton J. Pratt,	A. H. Willingham—6.

Those who voted for Mr. Gilbert, were—

Alex. E. Adams, C. N. Lewis, Ishmael H. Smith,
Joseph Bertram, W. O. Mize, Richard J. White—7.
C. W. Gilmore,

Those who voted for Mr. Harding, were—

M. T. Carpenter, Thos. J. Megibben, James Shackleford—4.
A. R. Clarke,

Those who voted for Mr. Crittenden, were—

W. H. Frederick, R. I. McQuiddy, David R. Murray—3.

For Mr. Carson—J. H. Wilkinson—1.

Those who voted for Mr. Moss, were—

D. G. Mitchell, A. B. Montgomery, John W. Rowlett—3.

Those who voted for Mr. Hamilton, were—

Albert S. Berry, George T. Halbert, T. J. McElrath—4
Charles D. Foote,

Those who voted for Mr. Owens, were—

John T. Gathright, R. G. Hays—2.

Those who voted for Mr. Flint, were—

George T. Edwards, G. W. Reeves—2.

For Mr. Mahan—Henry George—1.

Those who voted for Mr. Moore, were—

James Blackburn, J. H. Bruce, P. P. Johnston—3.

No one having received a majority of all the votes cast, the Senate then proceeded to take a second ballot, which resulted as follows, viz:

Those who voted for Mr. Willingham, were—

Cromwell Adair, Samuel E. Hill, A. H. Willingham—5.
Clint. Griffith, Clifton J. Pratt,

Those who voted for Mr. Gilbert, were—

Alex. E. Adams, C. N. Lewis, Ishmael H. Smith,
Joseph Bertram, W. O. Mize, Richard J. White—7.
C. W. Gilmore,

Those who voted for Mr. Harding, were—

M. T. Carpenter, Thos. J. Megibben, Jas Shackleford,
A. R. Clarke, D. G. Mitchell, H. H. Skiles—6.

Those who voted for Mr. Crittenden, were—

R. I. McQuiddy, David R. Murray—2.

For Mr. Carson—J. H. Wilkinson—1.

Those who voted for Mr. Moss, were—

A. B. Montgomery, John W. Rowlett—2.

Those who voted for Mr. Hamilton, were—

Albert S. Berry, George T. Halbert, T. J. McElrath—4.
Charles D. Foote,

Those who voted for Mr. Owens, were—

W. H. Frederick, John T. Gathright, R. G. Hays—3.

Those who voted for Mr. Flint, were—

Geo. T. Edwards, G. W. Reeves—2.

For Mr. Mahan—Henry George—1.

Those who voted for Mr. Moore, were—

James Blackburn, J. H. Bruce, P. P. Johnston—3.

No one having received a majority of all the votes cast, the third ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Willingham, were—

Cromwell Adair, Clint. Griffith, Clifton J. Pratt,
George T. Edwards, Samuel E. Hill, A. H. Willingham—6.

Those who voted for Mr. Gilbert, were—

Alex. E. Adams, C. N. Lewis, Ishmael H. Smith,
Joseph Bertram, W. O. Mize, Richard J. White—7.
C. W. Gilmore,

Those who voted for Mr. Harding, were—

M. T. Carpenter, Thos. J. Megibben, H. H. Skiles—5.
A. R. Clarke, Jas. Shackleford,

Those who voted for Mr. Crittenden, were—

R. I. McQuiddy, David R. Murray—2.

For Mr. Carson—J. H. Wilkinson—1.

Those who voted for Mr. Moss, were—

D. G. Mitchell, A. B. Montgomery, John W. Rowlett—3.

Those who voted for Mr. Hamilton, were—

Albert S. Berry, George T. Halbert, T. J. McElrath—4.
Charles D. Foote,

Those who voted for Mr. Owens, were—

W. H. Frederick, John T. Gathright, R. G. Hays—3.

For Mr. Flint—G. W. Reeves—1.

For Mr. Mahan—Henry George—1.

Those who voted for Mr. Moore, were—

James Blackburn, J. H. Bruce, P. P. Johnston—3.

No one having received a majority of all the votes cast, the Senate then proceeded to take a fourth ballot.

Mr. George withdrew the name of Mr. Mahan.

And the ballot being taken, resulted as follows, viz:

Those who voted for Mr. Willingham, were--

Cromwell Adair, Clint. Griffith, Clifton J. Pratt,
Geo. T. Edwards, Sam. E. Hill, A. H. Willingham--7.
Henry George,

Those who voted for Mr. Gilbert, were--

Alex. E. Adams, C. N. Lewis, Ishmael H. Smith,
Joseph Bertram, W. O. Mize, Richard J. White--7.
C. W. Gilmore,

Those who voted for Mr. Harding, were—

A. R. Clarke, Thos. J. Megibben, James Shackleford--3.

Those who voted for Mr. Crittenden, were—

R. I. McQuiddy, David R. Murray—2.

Those who voted for Mr. Moss, were—

A. B. Montgomery, John Walter Rowlett, H. H. Skiles--3.

Those who voted for Mr. Hamilton, were--

Albert S. Berry, George T. Halbert, D. G. Mitchell--5.
Charles D. Foote, T. J. McElrath,

Those who voted for Mr. Owens, were—

M. T. Carpenter, W. H. Frederick, R. G. Hays--4.
John T. Gathright,

For Mr. Flint—G. W. Reeves—1.

Those who voted for Mr. Moore, were—

James Blackburn, J. H. Bruce, P. P. Johnston--3.

For Mr. Carson—J. H. Wilkinson--1.

No one having received a majority of all the votes cast, the fifth ballot was then taken, which resulted as follows:

Those who voted for Mr. Willingham, were—

Cromwell Adair, Clint. Griffith, Clifton J. Pratt,
Henry George, Sam. E. Hill, A. H. Willingham--6.

Those who voted for Mr. Gilbert, were—

Alex. E. Adams, C. N. Lewis, Ishmael H. Smith,
C. W. Gilmore, W. O. Mize, Richard J. White—6.

Those who voted for Mr Harding, were—

A. R. Clarke, Thos. J. Megibben, James Shackleford—3.

Those who voted for Mr. Crittenden, were—

R. I. McQuiddy, David R. Murray—2.

Those who voted for Mr. Carson, were--

Geo. T. Edwards, J. H. Wilkinson—2.

Those who voted for Mr. Moss, were—

Joseph Bertram, Alex. B. Montgomery, H. H. Skiles—5.
D. G. Mitchell, John Walter Rowlett,

Those who voted for Mr. Hamilton, were—

Albert S. Berry, George T. Halbert, T. J. McElrath—4.
Charles D. Foote,

Those who voted for Mr. Owens, were—

M. T. Carpenter, John T. Gathright, R. G. Hays—4.
W. H. Frederick,

For Mr. Flint—G. W. Reeves—1.

Those who voted for Mr. Moore, were—

James Blackburn, J. H. Bruce, P. P. Johnston—3.

No one having received a majority of all the votes cast, the sixth ballot was then taken, which resulted as follows:

Those who voted for Mr. Willingham, were—

Cromwell Adair, Clinton Griffith, Clifton J. Pratt,
Henry George, Sam. E. Hill, A. H. Willingham—6.

Those who voted for Mr. Gilbert, were—

Alex. E. Adams, C. N. Lewis, Ishmael H. Smith,
C. W. Gilmore, W. O. Mize, Richard J. White—6.

Those who voted for Mr. Harding, were—

A. R. Clarke, Thos. J. Megibben, James Shackleford—4.
George T. Halbert,

For Mr. Crittenden—David R. Murray—1.

Those who voted for Mr. Moss, were—

Joseph Bertram, John W. Rowlett, H. H. Skiles—4.
A. B. Montgomery,

Those who voted for Mr. Hamilton, were—

Albert S. Berry, Charles D. Foote, T. J. McElrath—3.

Those who voted for Mr. Owens, were—

W. H. Frederick, John T. Gathright, R. G. Hays—3.

For Mr. Flint—G. W. Reeves—1.

Those who voted for Mr. Carson, were—

Geo. T. Edwards, J. H. Wilkinson—2.

Those who voted for Mr. Moore, were—

James Blackburn, J. H. Bruce, P. P. Johnston—4.
M T. Carpenter,

No one having received a majority of all the votes cast, the seventh ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Willingham, were—

Cromwell Adair, Clinton Griffith, Clifton J. Pratt,
Geo. T. Edwards, Samuel E. Hill, A. H. Willingham—7.
Henry George,

Those who voted for Mr. Gilbert, were--

Alex. E. Adams, C. N. Lewis, Ishmael H. Smith,
C. W. Gilmore, W. O. Mize, Richard J. White--6.

Those who voted for Mr Harding, were—

A. R. Clarke, Thos. J. Megibben, James Shackleford--4.
George T. Halbert,

Those who voted for Mr. Crittenden, were—

R. I. McQuiddy, David R. Murray—2.

For Mr. Carson--J. H. Wilkinson—1.

Those who voted for Mr. Moss, were—

Joseph Bertram, A. B. Montgomery, H. H. Skiles--5.
D. G. Mitchell, John W. Rowlett,

Those who voted for Mr. Hamilton, were—

Albert S. Berry, Charles D. Foote, T. J. McElrath--3.

Those who voted for Mr. Owens, were—

W. H. Frederick, John T. Gathright, R. G. Hays--3.

For Mr. Flint--G. W. Reeves--1.

Those who voted for Mr. Moore, were—

James Blackburn, M. T. Carpenter, P. P. Johnston--4.
J. H. Bruce,

No one having received a majority of all the votes cast, the Senate then proceeded to take the eighth ballot.

Mr. Wilkinson withdrew the name of Mr. Carson.

And the ballot being taken, resulted as follows, viz :

Those who voted for Mr. Willingham, were—

Cromwell Adair, Clinton Griffith, Clifton J. Pratt,
Geo. T. Edwards, Samuel E. Hill, A. H. Willingham—7.
Henry George,

Those who voted for Mr. Gilbert, were—

Alex. E. Adams, W. O. Mize, Ishmael H. Smith,
C. W. Gilmore, James Shackleford, Richard J. White--6.

Those who voted for Mr. Harding, were—

A. R. Clarke, George T. Halbert, Thos. J. Megibben—3.

Those who voted for Mr. Crittenden, were—

R. I. McQuiddy, David R. Murray—2.

Those who voted for Mr. Moss, were—

D. G. Mitchell, John W. Rowlett, H. H. Skiles—4.
A. B. Montgomery,

Those who voted for Mr. Hamilton, were—

Albert S. Berry, Charles D. Foote, T. J. McElrath,

Those who voted for Mr. Owens, were—

W. H. Frederick, John T. Gathright, R. G. Hays—3.

Those who voted for Mr. Moore, were—

James Blackburn, M. T. Carpenter, P. P. Johnston—4.
J. H. Bruce,

Those who voted for Mr. Flint, were—

G. W. Reeves, J. H Wilkinson—2.

No one having received a majority of all the votes cast, the ninth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Willingham, were—

Cromwell Adair, Clint. Griffith, Clifton J. Pratt,
Henry George, Samuel E. Hill, A. H. Willingham—6.

Those who voted for Mr. Gilbert, were—

Alex. E. Adams, C. N. Lewis, Ishmael H. Smith,
C. W. Gilmore, W. O. Mize, Richard J. White—7.
George T. Halbert,

Those who voted for Mr. Harding, were—

Albert S. Berry, Thos. J. Megibben, Jas. Shackleford—4.
A. R. Clarke,

Those who voted for Mr. Crittenden, were—

R. G. Hays, R. I. McQuiddy—2.

Those who voted for Mr. Moss, were—

Joseph Bertram, A. B. Montgomery John W. Rowlett—4.
D. G. Mitchell,

Those who voted for Mr. Hamilton, were—

Charles D. Foote, T. J. McElrath—2.

Those who voted for Mr. Owens, were—

W. H. Frederick, David R. Murray, H. H. Skiles—4.
John T. Gathright,

Those who voted for Mr. Flint, were—

Geo. T. Edwards, G. W. Reeves, J. H. Wilkinson—3.

Those who voted for Mr. Moore, were—

James Blackburn, M. T. Carpenter, P. P. Johnston—4.
J. H. Bruce,

No one having received a majority of all the votes cast, the tenth ballot was then taken, which resulted as follows, viz:

Those who voted for Mr. Willingham, were—

Cromwell Adair, Clint. Griffith, Clifton J. Pratt,
Henry George, Sam. E. Hill, A. H. Willingham—6.

Those who voted for Mr. Gilbert, were—

Alex. E. Adams, C. N. Lewis, W. O. Mize—4.
C. W. Gilmore,

Those who voted for Mr. Harding, were—

A. R. Clarke, Thos. J. Megibben, James Shackleford—3.

Those who voted for Mr. Moss, were—

A. B. Montgomery, John W. Rowlett, H. H. Skiles—3.

Those who voted for Mr. Hamilton, were—

T. J. McElrath, D. G. Mitchell—2.

Those who voted for Mr. Owens, were—

Albert S. Berry, W. H. Frederick, R. G. Hays,
Joseph Bertram, John T. Gathright, Richard J. White—6.

Those who voted for Mr. Moore, were—

James Blackburn, M. T. Carpenter, P. P. Johnston—4.
J. H. Bruce,

Those who voted for Mr. Flint, were—

Geo. T. Edwards, Ishmael H. Smith, J. H. Wilkinson—4.
G. W. Reeves,

Those who voted for Mr. Crittenden, were—

R. I. McQuiddy, David R. Murray—2.

No one having received a majority of all the votes cast, the Senate then proceeded to take the eleventh ballot.

Mr. Berry moved that the Senate do now adjourn until Friday next, at 10 o'clock, A. M.

Mr. Griffith moved that the Senate do now adjourn, to meet again to-morrow morning at 10 o'clock.

The question was first taken on the motion made by Mr. Berry, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mitchell and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry, Richard J. White—2.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	W. O. Mize,
Alex. E. Adams,	Clinton Griffith,	Alex. B. Montgomery,
Joseph Bertram,	George T. Halbert,	David R. Murray,
James Blackburn,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Samuel E. Hill,	G. W. Reeves,
A. R. Clarke,	P. P. Johnston,	John W. Rowlett,
Geo. T. Edwards,	C. N. Lewis,	James Shackleford,
Charles D. Foote,	T. J. McElrath,	H. H. Skiles,
W. H. Frederick,	R. I. McQuiddy,	Ishmael H. Smith,
John T. Gathright,	Thomas J. Megibben,	J. H. Wilkinson,
Henry George,	D. G. Mitchell,	A. H. Willingham—33.

The question was then taken on the motion made by Mr. Griffith, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	H. H. Skiles,
A. R. Clarke,	T. J. McElrath,	Ishmael H. Smith,
Geo. T. Edwards,	Thos. J. Megibben,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham—12.

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	D. G. Mitchell,
Albert S. Berry,	C. W. Gilmore,	W. O. Mize,
Joseph Bertram,	Clint. Griffith,	Alex. B. Montgomery,
James Blackburn,	George T. Halbert,	David R. Murray,
J. H. Bruce,	Sam. E. Hill,	John Walter Rowlett,
M. T. Carpenter,	P. P. Johnston,	James Shackleford,
Charles D. Foote,	C. N. Lewis,	Richard J. White—22.
W. H. Frederick,		

The eleventh ballot for the position of Door-keeper was then taken, which resulted as follows, viz :

Those who voted for Mr. Willingham, were—

Cromwell Adair,	Clint. Griffith,	Clifton J. Pratt,
Henry George,	Sam. E. Hill,	A. H. Willingham—6.

Those who voted for Mr. Gilbert, were—

Alex. E. Adams,	C. N. Lewis,	Ishmael H. Smith,
C. W. Gilmore,	W. O Mize,	Richard J. White—6.

Those who voted for Mr. Harding, were—

A. R. Clarke,	Thos. J. Megibben,	James Shackleford—3.

Those who voted for Mr. Crittenden, were—

R. I. McQuiddy, David R. Murray—2.

Those who voted for Mr. Moss, were—

Joseph Bertram,	D. G. Mitchell,	John W. Rowlett,
George T. Halbert,	A. B. Montgomery,	H. H. Skiles—7.
P. P. Johnston,		

Those who voted for Mr. Hamilton, were—

Albert S. Berry,	Charles D. Foote,	T. J. McElrath—3.

Those who voted for Mr. Owens, were—

W. H. Frederick,	John T. Gathright,	R. G. Hays—3.

Those who voted for Mr. Flint, were—

Geo. T. Edwards,	G. W. Reeves,	J. H. Wilkinson—3.

Those who voted for Mr. Moore, were—

James Blackburn,	J. H. Bruce,	M. T. Carpenter—3.

No one having received a majority of all the votes cast, the Senate then proceeded to take the twelfth ballot.

At 10 o'clock, P. M., Mr. Rowlett moved that the Senate do now adjourn, to meet again at 11 o'clock, P. M.

Which motion was adopted.

And then the Senate adjourned.

The Senate met pursuant to adjournment.

Mr. White withdrew the name of Mr. Gilbert as a candidate for Door-keeper of the Senate.

Mr. McQuiddy withdrew the name of Mr. Crittenden.

Mr. Rowlett withdrew the name of Mr. Moss.

Mr. Mitchell withdrew the name of Mr. Hamilton.

Mr. Hays withdrew the name of Mr. Owens.

Mr. Reeves withdrew the name of Mr. Flint.

Mr. Blackburn withdrew the name of Mr. Moore.

Mr. Griffith withdrew the name of Mr. Willingham.

Mr. P P. Johnston then moved that Mr. Harding be declared the unanimous choice of the Senate to fill the position of Door-keeper for the present session.

Which motion was adopted.

Whereupon, Mr. Harding came forward and took the several oaths required by the Constitution and laws of the State.

Mr. Carpenter moved the following resolution, viz:

Resolved, That a committee of three Senators be appointed to report to the House of Representatives that the Senate is now organized, and ready to proceed to legislative business.

Which was adopted.

Whereupon, the Speaker appointed Messrs. Carpenter, P. P. Johnston, and Adair said committee.

After a short time, Mr. Carpenter reported that the committee had performed the duty assigned them.

Mr. Berry moved the following resolution, viz:

Resolved, That the seats of the present members of the Senate shall be chosen by lot.

Pending the consideration of which, Mr. Murray moved that the Senate do now adjourn.

Which motion was adopted.

And then the Senate adjourned.

THURSDAY, JANUARY 1, 1880.

Hon. Thos. Johnson, Senator from the 28th district, appeared and took his seat.

The Senate took up for consideration the resolution heretofore introduced by Mr. Berry.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. George and White, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	A. B. Montgomery,
Albert S. Berry,	Sam. E. Hill,	Clifton J. Pratt,
Joseph Bertram,	Thomas Johnson,	G. W. Reeves,
Geo. T. Edwards,	T. J. McElrath,	Jas. Shackleford,
W. H. Frederick,	Thos. J. Megibben,	Ishmael H. Smith,
John T. Gathright,	D. G. Mitchell,	Richard J. White,
Henry George,	W. O. Mize,	J. H. Wilkinson—22.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	R. I. McQuiddy,
James Blackburn,	Clint. Griffith,	David R. Murray,
J. H. Bruce,	George T. Halbert,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	H. H. Skiles—14.
A. R. Clarke,	C. N. Lewis,	

A message was received from the House of Representatives, by Messrs. Steele, Allen, and Fleming, informing the Senate that they had met and organized, and had appointed a committee, to act in conjunction with a similar committee from the Senate, to wait upon the Governor and inform him that the two Houses of the General Assembly had met and organized, and were now ready to receive any communication he might think proper to make.

Mr. Murray moved the following resolution, viz:

Resolved, That a committee of three Senators be appointed by the Speaker to act in conjunction with a similiar committee of the House of Representatives, to inform his Excellency, the Governor, that the General Assembly is now organized, and ready to receive any communication he may desire to submit.

Which was adopted.

Whereupon, Messrs. Murray, Hill, and Clarke were appointed said committee.

After a short time, Mr. Murray, from the joint committee appointed

to wait upon the Governor, reported that they had performed the duty assigned them, and were informed by the Governor that in a short time he would lay before the General Assembly a communication in writing.

In a short time, a message in writing was recived from the Governor, by Hon. Samuel B. Churchill, Secretary of State.

Which was taken up and read as follows, viz:

Gentlemen of the Senate and House of Representatives:

It is with pleasure that I greet you upon your entrance into the Capitol. Most important legislation awaits and will demand your attention; for reform is sadly needed in various departments of the State Government. I feel a confident assurance however, that the Commonwealth can place her trust in your integrity, patriotism, and experience in public affairs, and that impelled on the one hand by a sincere desire to uphold the honor of the State, and on the other to advance the prosperity of her people, you will fearlessly and manfully advocate and pass those measures which will most surely conduce to these desired ends.

I congratulate you that you have assembled at a time when after long and dreary depression, business of every kind and character has revived; and at a time also, when we have such abundant cause to return our most heartfelt thanks to our Heavenly Father for the great and manifold blessings he has showered upon our favored land. Our granaries are filled to overflowing, our countless herds of cattle are seen upon a thousand hills, and the glad song of contentment resounds throughout our borders. The sunshine of peace sheds its cheering beams throughout the land, and the din of arms and stormy strife is heard no more. Thanks be to God, our laws are respected and enforced, and we trust that sedition and tumult and mob law have passed away, to be heard of no more forever.

The products of the people of the various States going to foreign shores, fill the ships of the sea, and in return millions of gold and silver flow into our great commercial marts. With a country almost boundless, with an ocean on either side, thus making our land the gateway between eastern and western continents, we hold in our hands the commerce of the world.

The people of our sister States are blessed with richest lands and glorious climes and vast resources, but none excel Kentucky in her vast fields of coal, her iron hills, her navigable rivers, and fertile plains, yielding every necessary and even luxury required by man; and it only

remains for you, gentlemen legislators, to pass such laws as will enable our people to unfold and realize that grand destiny and great prosperity which would seem to await them in the brilliant future.

FINANCES.

The most important matter I have to submit for your consideration is the subject of our finances, to which I call your most earnest attention.

The amount of the bonded indebtedness of the State due and unpaid is as follows, to-wit:

Amount of 6 per cent. debt due and unpaid	$1,394 00
Amount of 5 per cent. debt due and unpaid	5,000 00
Not due and unpaid	174,000 00
Total bonded indebtedness	$180,394 00

The resources of the Sinking Fund to pay the foregoing indebtedness are as follows, to-wit:

Amount on deposit in the Farmers' Bank of Kentucky and the Branch Bank of Kentucky in Frankfort	$235,671 72
Four hundred and six shares of stock in Bank of Louisville, worth	32,480 00
Shares of stock in turnpike roads, estimated worth	500,000 00
Total estimated resources	$768,151 72

The amount of the bonds due and unpaid, to-wit., six thousand three hundred and ninety four dollars, it is supposed will never be presented for payment, judging from the length of time they have been due, and from the additional fact that the interest ceased on them after maturity. Doubtless they have been lost or destroyed.

It is my duty to call your attention to the fact, that the two hundred and thirty-five thousand six hundred and seventy-one dollars and seventy-two cents on deposit in the two banks in Frankfort, as part of the resources of the Sinking Fund, and which is bearing only three per cent. interest per annum, constitute the proceeds of the 5-20 gold bearing interest bonds of the United States, purchased under the act of March 19th, 1873, entitled "An act to amend the revenue laws of this Commonwealth."

Under an act of Congress authorizing the payment of said bonds, or their payment in four per cent. bonds, the Secretary of the Treasury of the United States during the last spring and summer called in said bonds for payment held by the Commissioners of the Sinking Fund,

17884

with the privilege of taking in lieu of them four per cent. bonds, which were then selling at a premium, which premium they would have been compelled to pay in order to secure them. The Commissioners after due consideration of the whole matter, sent their chairman my predecessor to the east to examine into the matter, and after he had made a full and complete report upon the subject, decided that their only power and authority was to accept Treasury notes of the United States in payment of the bonds they held on deposit in the Bank of America in New York—the fiscal agent of the State—or take four per cent. bonds and pay a premium for the same.

It now becomes your duty as guardians of the State's interest under the act of March 19th, 1873, to direct in what character of securities the proceeds of said 5-20 bonds shall be invested. I respectfully urge this matter upon your earliest and serious attention. Whilst the most of our outstanding bonds are bearing six per cent. interest, payable semi-annually, it does seem to me that our surplus means, if possible, ought to be invested in unquestionable securities bearing the same rate of interest.

Thus it will be seen that our finances so far as our outstanding bonded indebtedness is concerned, are in as good condition as could be desired; but I regret to be compelled to state that so far as our financial condition in regard to the

REVENUE PROPER

is concerned, it is far otherwise, and demands your prompt and deliberate consideration.

The forthcoming Auditor's Report will show that the whole amount collected and paid into the Treasury on account of the Revenue Proper,

From the 11th day of October, 1878, to the 10th day of October, 1879, inclusive, was	$1,033,115 78
Balance in Treasury October 10th, 1878	247,568 80
Total resources	$1,280,684 58
Deduct warrants paid from 11th October, 1878, to 10th October, 1879.	1,214,705 21
Leaving balance in Treasury October 10th, 1879.	$65,979 37

This surplus in the Treasury was speedily consumed by the several charitable institutions of the State, which all will agree ought first to be paid in preference to any other class of claims.

It cannot be forgotten that, on the 8th day of August last, a short time before my advent into office, the Auditor was compelled to sus-

pend the drawing of warrants on the Treasury, for the reason that the Treasurer was not in funds to pay them. He had expected to resume the auditing of claims in a short time thereafter, hoping to realize on judgments obtained at the previous June term of the fiscal court of the State, as well as by the collections of sheriffs and others on account of the revenue of 1879; but in this it turns out that his hopes and expectations were not fulfilled

The Auditor's Report, which will be laid before you in due time, will show that there was a surplus balance in the Treasury on the 10th day of October last, the close of the fiscal year, of sixty-five thousand nine hundred and seventy-nine dollars and thirty-seven cents; but, unfortunately, this report is totally and utterly delusive in this, that at that very time, there was a large amount of outstanding and unaudited claims against the Treasury, aggregating a very large sum, not less than several hundred thousand dollars. It follows therefore, that this reported surplus is misleading. and calculated to make an impression which the real facts in the case do not at all justify or warrant. In other words, the outstanding and unpaid claims against the Commonwealth on the 10th day of October last, were greatly in excess of the amount then in the Treasury, and, consequently there was a deficit, and a very large one, instead of a surplus.

The Auditor's total estimated receipts for the fiscal year ending the 10th of October, 1880, from Revenue Proper, including this reported surplus, are $1,061,937 65. Estimated expenditures for the same period, $1,741,850. Estimated deficit 10th of October, 1880, $679,912 35.

Thus I lay before you as full and as accurate a statement of the financial condition of the Commonwealth as it is possible to do.

You will readily comprehend that this is the most important question you will have to deal with during your deliberations, as upon its successful solution depends other matters of so much importance. The question naturally suggests itself, how a great people and a great State like ours got into such financial straits and difficulties. A little reflection and consideration will easily solve the question propounded.

In the first place, our people and our Legislatures seem to have been misled by the large amounts we have received from the Federal Government on account of war claims, which should not have been considered a permanent resource, and which are now nearly exhausted. In addition to this we have received, in the last eight years, large sums from the sale of bank and turnpike stocks, which have been expended as the necessities of the State required.

From February the 7th, 1867, inclusive, up to the present time, we have received from the Federal Government on account of war claims, two million two hundred and sixty-five thousand five hundred and forty-two dollars and ninety-two cents; from the sale of Kentucky bank stock, eight hundred and ninety thousand thirty-six dollars and seventy cents; and from the sale of turnpike stock, twenty-three thousand three hundred and thirty-five dollars and twenty-two cents; thus realizing, from these three sources alone, the aggregate sum of three millions one hundred and seventy-eight thousand nine hundred and fourteen dollars and eighty-four cents. If these vast amounts which flowed into the Treasury from these sources could have been continued, it would have been well, as was done some four years ago to have reduced taxation; but the golden eggs have been broken; these resources have been exhausted, and this, with the shrinkage in values, inadequate valuation by assessors, and the reduction of twenty-five per cent. in the rate of taxation on the taxable property of the State for revenue proper, has reduced our resources and depleted the Treasury. The fact is, the present rate of taxation is not sufficient to pay the necessary expenses of the Commonwealth on the present valuation of property.

Our State taxation is less than that of almost any State in the Union. It is only forty cents upon the hundred dollars, and twenty cents of this goes to the School Fund which I presume no one wishes to diminish, and five cents to the Sinking Fund, leaving only fifteen cents on the hundred dollars for the expenses of the State government. This amounts to but fifteen dollars upon ten thousand dollars' worth of property. This is entirely inadequate to the wants of the State, though it practiced the most exact and rigid economy.

Then, again, the increased expenses of the State are out of all proportion to its resources. My information is, that great frauds have been, and are still perpetrated on the Treasury under existing laws. The expenses in criminal prosecutions have increased to immense proportions in the last decade, and that, too, without any adequate cause. Frauds under the forms of law have robbed the Treasury of tens upon tens of thousands of dollars without any apparent remedy. Witness claims, the conveyance of prisoners from one county to another and to the State prison, trials at examining courts, the summoning of unnecessary witnesses for purposes of pay, ought to, and should be remedied by adequate legislation.

Our able and efficient Auditor, who has so long, so faithfully, and so well discharged the duties of his office, has, again and again issued

circular letters and letters of instruction to prevent these shameful frauds; but these frauds continue, and will continue until our laws are changed.

In some counties the grand juries have felt it their duty to report against them, but all to no effect.

To show what scandalous and villainous frauds are practiced in this regard, I give you the following extract from the report of the grand jury of Floyd county to Hon. J. E. Stewart, the Judge of its Criminal Court:

"We find that it is a custom among some of the justices and constables to set on foot certain prosecutions for felonies in order to manufacture claims against the State The mode aforesaid is about as follows: An officer will get two men to engage in a friendly fight, in which a rock or some weapon will be used so as to make a scratch, causing slight blood or a wound. The party doing the injury is then hired to go out of the county, but on the way he leaves word where the officer may find him. The officer then goes with a guard or two—generally two—and makes the arrest, and gets pay for transporting the prisoner from one county to another, and generally consumes some days on the trip."

To secure economy, to suppress frauds, and as a matter also of proper retrenchment, I recommend that no compensation be allowed to witnesses in any felony case before an examining court, or a court for final trial, except in cases where necessary witnesses are summoned from one county to another, and that no examining court be allowed more than two dollars in each case for its services. Surely every citizen should feel interest enough in the preservation of order, and the suppression of crime in his own neighborhood and county, to give his testimony without fee or reward to further the ends of justice almost under the shadow of his own domicile.

I respectfully call your attention to the fact that great abuses are practiced, under existing laws providing compensation out of the public Treasury to pauper idiots. My information is, that inquests on file in the Auditor's Office, show that quite a number of infants at the breast have been fastened as a charge on the State. This should not be. The law ought to be changed so as to prevent any child under ten ten years of age from drawing compensation out of the Treasury.

I would also call your attention to the law allowing officers and guards compensation for conveying prisoners from one county to another, and to the penitentiary. My information is, that great frauds have been practiced upon the State, under the present laws on this subject, and I therefore recommend that hereafter no compensation

be allowed, except eight cents per mile for the officer in charge of the prisoner, and six cents per mile for the guard and prisoner This is substantially the law for conveying lunatics to our several asylums, with some discrimination in favor of officers conveying persons charged with crime, which has so far worked well.

The matter of allowances for judges *pro tem.* and Commonwealth's Attorneys *pro tem.* is also a matter for your consideration. The law as it now stands is unequal and unjust, and ought to be so changed as to fix the compensation to be paid at a fixed sum, say, ten dollars per day for judges *pro tem.*, and eight dollars per day for Commonwealth's Attorneys *pro tem.* This would be more equal and just, and at the same time be a great saving to the Commonwealth

Another matter suggested to my mind, and which I suggest to your consideration, is, have we not too many supernumary courts—courts which the public welfare do not demand? The large decrease in litigation, as the official records show, in one way or another, has suggested that we have a number of courts which we could dispense with without injury to the public. We have now seventeen circuit districts and as many judges, and fifteen common pleas, criminal, and chancery judges in addition.

The question I submit to your consideration is, could not all these comman pleas, criminal, and chancery courts be abolished, with the exception of three or four, without any detriment to the public welfare? It occurs to me they could, and this would save the Commonwealth from thirty to fifty thousand dollars per annum

Lastly, it appears to me that some retrenchment might be made in the reduction of the expenses of our charitable institutions, especially in the case of lunatic asylums. The present compensation allowed these institutions is based on the prices of the war, and I am satisfied that a reduction of ten per cent. on the present appropriations will be amply sufficient for all needful purposes. The expenses of these asylums exceed considerably the sum of two hundred thousand dollars per annum.

As a corollary to the foregoing suggestions, and as an addition thereto, I respectfully recommend—

First. Such amendments to existing laws as will secure a just, equal, and uniform valuation of the taxable property of the State.

Second. The restoration of five cents on each one hundred dollars of the taxable property of the Commonwealth. In other words, to make the taxes what they were four years ago.

Third. That the Commissioners of the Sinking Fund be authorized to issue the bonds of the State, bearing six per cent. per annum, payable semi-annually, for an amount not exceeding five hundred thousand dollars, payable in five years, and redeemable at the pleasure of the Commissioners at the end of one year: these bonds however, not to be issued except as necessity may require.

I am satisfied that such amendments to existing laws as I have thus indicated, will prevent future difficulties in our financial affairs, provided sheriffs and other collecting officers be required under heavy penalties to pay into the Treasury the public dues within the time prescribed by law.

PENITENTIARY.

A Kentuckian myself, native to the manor born, I almost feel the blush of shame when I think of the accumulated horrors to be witnessed in our State prison. I regard our present penitentiary as a stigma upon the fair name of the Commonwealth; but I confidently trust and believe that the enlightened wisdom and humanity of the members of the present Legislature will devise ways and means to rid us, at no distant day, of our present wretched and degrading penal system, and establish something in its place in accordance with the growing enlightenment of the age.

Although I have granted many pardons, the convicts in the penitentiary now number nine hundred and fifty-three; and when I first came into the Executive Office they numbered nine hundred and sixty-nine, with but seven hundred and eighty cells for their reception In other words, there were one hundred and eighty-nine more prisoners than cells.

This terrible state of affairs required as a necessity, that three hundred and seventy-eight of these wretched men should be thrust and immured two in a cell, although these cells were but three feet nine and a half inches wide, six feet three and a half inches high, and six feet eight inches long. These small, dark, ill-ventilated cells did not even contain sufficient air to support one man, and the death record gives us abundant proof of this fact. From the first of January last, up to the present time, there have died seventy-four. This is a fearful mortality.

To show the terrible torments some of these convicts must endure, we quote from the testimony of Dr. William Rodman, an eminent physician of Frankfort, upon this subject. In a suit of the State against Jerry South the present Lessee of the penitentiary to recover money

due the State, the defendant South introduced as a witness Dr. Rodman, who, being duly sworn testified as follows: "That he had been a physician to the penitentiary for about eight years, and is well acquainted with the cell-houses and work-shops. The cell-houses have been as bad as they well could be. Each man ought to have in his cell eight hundred and forty feet of air; they get there one hundred and seventy feet to two men. This has affected the health of the men in the prison, and very materially their working capacity."

The Black Hole of Calcutta, so abhorred in history, was not much worse than this. Only think of it: two human beings crammed together in these dark unwholesome little dens. To what beastliness may it not lead; yes, to what beastliness has it not already led! Ask those who have kept your prison and they will tell you; but shuddering delicacy will turn away and avert its head at the disgusting recital. The revelations would remind you of Sodom and Gomorrah. Let not such things be even under the very shadow of our Capitol. Remember, our Constitution says, cruel punishments shall not be inflicted. If this is not cruel, the English language has lost all meaning.

The object of all punishment should be the prevention of crime and the reformation of the offender; but our great prison degrades and brutalizes, and is a nursery of crime—indeed, as has been well and truthfully said, it is the great college and university of crime. We boast of being a Christian people, and it is surely the duty of every Christian man and woman to do their utmost to remedy this great wrong.

It may be asked, how is this to be done? The true and manly answer is, change our present barbarous plan, and abolish every vestige of the leasing system forever and for all time, as soon as our present contract will allow. Let us commence however at once, as far as we can, to cast off this mighty incubus and terrible evil.

I most heartily recommend that you make the necessary appropriations to build another penitentiary remote from this, and that there you adopt the Warden system. Have control over your own convicts; see that they are properly clothed and fed; see that they have religious instruction; that they are kindly treated, and that there is due effort made for their reformation. A man may be reclaimed from his evil ways by sympathy and kindness, and interest manifested in his behalf. These things move his heart; whilst, on the contrary, the lash and cruelty but add to his obduracy.

The great prison reformers of the world, men who have devoted their lives to the study of this subject, such illustrious men as the lamented Wines and others, are of opinion that no prison should contain at the utmost, more than five or six hundred men. This is the judgment of the Warden of the New York Sing Sing State prison, and the Commissioners of the Prison Association of New York, appointed to examine the prisons of the United States, in their report to the Legislature use the following language: "In our judgment, three hundred prisoners are enough to form the population of a single prison, and in no case would we have the number exceed five or six hundred." The Committee on Prison Discipline of the National Prison Reform Congress for 1874 say: "It is less important that prisons should be well built than that they should not contain too many convicts. The worse built prison with one or two hundred prisoners, promises better for their discipline than the best built with one thousand convicts."

It may be objected to this, that several prisons would cost the State too much. We think this however a great mistake and will endeavor to elucidate it by example. We learn, from the report of E. C. Wines and Theodore W. Dwight on Prisons in the United States and Canada, that the cost of the Connecticut State Prison, including grounds, with its two hundred and fifty cells, was only about forty-two thousand dollars. They say: "The prison is of hewn stone, well built, substantial, secure, and far from disagreeable to the eye, while the grounds are much more extensive in proportion to the number of prisoners, and incomparably more ornamental and attractive, than those of the Illinois prison are or can ever be made." The Illinois prison, they further state, cost about one million of dollars, with nine hundred cells.

This is surely a strong argument in favor of small prisons, and Messrs. Wines & Dwight, in their great report, page 268, further say: "The State prison of Connecticut, during the forty years of its existence at Wethersfield, has been more than self-supporting with the exception of three years. The exception occurred during the progress of the late civil war." They further state, that during the first twenty years of its existence it realized a profit of about one hundred thousand dollars. The State of Connecticut controls this institution through its own warden and inspectors, and what a contrast does it not present to our system under the leasing plan! We learn from an admirable publication by Judge Lysander Hord, one of the present members of our Legislature, that the expenditures by our State upon our penitentiary, from the

first of March, eighteen hundred and sixty-three, to the first of March, eighteen hundred and seventy-one, a period of but eight years, was two hundred and twenty-seven thousand nine hundred and forty-five dollars and five cents over and above the rents; and we doubt not the State will continue to be a loser as long as the leasing system is persevered in.

We, however, oppose this vicious system upon higher grounds than those of mere dollars and cents. We oppose and condemn it because we believe it to be cruel and inhuman, and contrary to every principle of Christianity and sound policy, and we are glad that nearly every State in the Union has abandoned it as a relic of a barbarous age.

The Commissioners of the Prison Association of New York some years ago visited Frankfort, and in their report upon the prisons of the United States and Canada, speak thus of ours: "Every effort of chaplains or inspectors to improve the morals of the convicts, which will demand a moment of their time, is regarded with disfavor, and trammeled by the Lessee in all conceivable ways. Food and clothing are brought down to the minimum point. The strength of the convicts is tasked beyond all reason or endurance. The property of the State is either abused or suffered to go to ruin. Convicts are regarded as so many machines or slaves, and are valued and cared for only for the work they are able to do. The idea of reforming them is ignored, and all the higher ends of penal discipline are held in abeyance." In another part of this report it is stated, that, in the earlier history of the penitentiary system of the United States, it was a common practice to intrust to subordinate officers the power of administering punishments to convicts; but the Commissioners go on to say: "We are happy to be able to state, that, so far as we know in all the prisons in the United States and Canada, with a single exception, this power has been taken away from the under officers, the exception being in the State penitentiary of Kentucky."

It is not pleasant to read such publications, written by such eminent philanthropists as Wines and Dwight; but if they be true, let us go to work like honest men and correct them. Let not humanity plead in vain, and cruelty walk forth like a conqueror, because we dare not appropriate a little money to enable us in time, to blot out this leprous spot upon the body-politic.

I do not believe that any penitentiary should contain more than three hundred convicts, and I believe three hundred thousand dollars would build three such as they have in Connecticut and furnish them with

ample machinery. Suppose we had one such at Newport or Covington, one at Bowling Green, and one at either Owensboro, Henderson, or Paducah, of what inestimable advantage would they not be to us? The young boy culprit might then be separated from the old and hardened offender, and those who slew their fellows in sudden heat and passion, from cold-blooded and deliberate assassins. It is sad indeed to see mere boys huddled with murderers and others reeking and steeped in crime. The agent of the Michigan State prison, in his report to the inspectors, says: "In my opinion, many terrible mistakes are made in placing mere boys in the uncongenial atmosphere in which we behold them here." It often touches the heart of older prisoners, and they exclaim: "It's an awful shame. He shouldn't have come here." The agent impressed with the sadness of such a scene, goes on to say: "I sometimes fear, and yet dare not trust myself with the belief, that all the good we can do in a place like this, is not enough to balance the mischief we do to young offenders."

I know there are men who think that every prison should be a hell; that all who enter there should leave all hope behind; and they believe not in any reformation. It was not so with the Saviour of the world. When he found mankind violating, and in rebellion against his laws, he came to win them back by kindness and hope of future great reward. His mission was not of vengeance, but of forgiveness upon reformation and repentance. We are not wiser than God. He needed no forgiveness, and yet he forgave. Who among us has not been guilty of some crime? None, no not one.

That great and illustrious man, and what is still higher praise, that good and Christian gentleman, Governor Horatio Seymour, of New York, in speaking upon this subject, has spoken as follows: "Prisoners are men like ourselves; and if we would learn the dangers which lurk in our pathways, we must learn how they stumbled and fell. I do not doubt but some men are more prone to vice than others; but, after listening to thousands of prayers for pardon, I can hardly recall a case where I do not feel that I might have fallen as my fellow-man has done, if I had been subjected to the same demoralizing influences, and pressed by the same temptations. I repeat here what I have said on other occasions, that after a long experience with men in all conditions of life, after having felt as much as most men the harsh injustice springing from the strife and passions of the world, I have constantly learned to think more kindly of the hearts of men, and to think less of their heads.

We love to think that the inmates of cells are unlike ourselves. We would like to disown our common humanity with the downcast and depraved. We are apt to thank God we are not like other men; but with closer study and deeper thought, we find they are ourselves under different circumstances. And the circumstances that made them what they are abound in our civilization, and may at any time make others fall who do not dream of danger."

These noble words were uttered by a gentleman and a statesman, the peer of any in the land. There may be some who think perchance, they could not have fallen as he confesses he might have fallen; but no man can tell this until the hour of trial and temptation comes. One of your children, perhaps your brother, honest and noble though he be, may, in a moment of sudden passion slay his fellow-man. He may repent in sackcloth and ashes, and mourn the fatal act as sincerely as David did his crime and sin; but yet his portion is our penitentiary. Punish him, but do not degrade him forever. Let him not be at the mercy of your Lessee, or, it may be, his subordinates. Appoint your own inspectors with full and ample powers as is done in nearly every prison of the world, and let them regulate all prison discipline. Let our prisoners have an abundance of fresh air to breathe: it is not a costly article. Let us not cram two in a cell not large enough for one, not even half as large as those in the State of Ohio, and let them not be covered over with dirt and slime; for, as has been well said by John Morris, the agent of the Michigan State Prison: "Strict attention to cleanliness and wholesome diet have largely to do in softening and civilizing hard and unyielding men. It is useless to talk to bad men, to preach to them, or to sing to them, while they are in the dirt."

The latest and most distinguished writers upon prison reform concur in the opinion, that what is known as the Irish system does more for the prevention of crime and the reformation of the convict than any other ever yet devised.

Messrs. Wines and Dwight, in their report to the New York Legislature, describe it as follows: "In one word, it may be defined as an adult reformatory, where the object is to teach and train the prisoner in such a manner that, on his discharge he may be able to resist temptation and inclined to lead an upright and worthy life. This is done by placing the prisoner's fate as far as possible in his own hands, by enabling him, through industry and good conduct, to raise himself, step by step, to a position of less restraint; while idleness and bad conduct on the other hand, keep him in a state of coercion and restraint." Every thing in

this system depends upon the prisoner's own conduct; and there are four distinct stages in his progress. The first is severely penal, and is solitary confinement to hard labor; but if his conduct is good, he is advanced to the second stage, which is less severe. If his conduct continues good and satisfactory, he is advanced to a higher stage, where his punishment is but slightly penal; and if he still continues to go on improving and advancing, his punishment loses all penal aspect; but he remains for a time under police supervision. His advancement and lighter punishment rest wholly upon his amendment; and even the duration of his imprisonment, to a great degree, is lessened or extended by his self-reformation. In the second stage he is employed on public works, but has religious training, has instruction in secular knowledge, and lectures and lessons, from those competent and trained to teach him in those things of which he stands most in need. As he goes on advancing step by step, his privileges are enlarged; he is taught mechanical or farm labor, and his earnings are increased and placed to his credit.

The success of this system has been remarkable; so much so, that recommendations of good conduct from the officers of the prison readily insure employment to discharged convicts. The most of them come forth reformed men; and the Commissioners in their report say: "The difficulty is no longer for released prisoners to obtain employment, but for the employers to obtain the prisoners whom they want, the demand for their services being in the advance of the supply." The Commissioners go on to say: "The fundamental principle, the warp and woof of the whole, its very sum and essence, is hope—hope born and nourished of rewards earned by good conduct, and given only to the deserving; rewards manifold in their character, and operating as a constant force, from the time when the prisoner enters his solitary cell at Mountjoy, till he walks forth a free man, redeemed, regenerated, and disenthralled."

I wish I could, without lengthening this message too far, explain in full detail this Irish system, so totally different from ours. I can but merely give the outline, in the fervent hope of directing your attention to this most important subject. England, as well as other countries, are following the lead of Ireland in this great work of reformation. The prison at Mettray, France, established for young offenders, is based upon similar principles, and is described by able writers as a masterpiece of human genius and benevolence. This institution has been in

existence for forty years; and the Government returns for 1847, kept in France with minuteness and accuracy, give a little over ninety four per cent. as reformed of the number liberated from Mettray since its commencement. This is indeed, a glorious showing of what may be done in the way of reformation; and one of the ablest prison reformers of modern times, Matthew Davenport Hill, after visiting it and beholding the grand results of the system, said: "No Mohammedan believes more devoutly in the efficacy of a pilgrimage to Mecca than I do in one to Mettray."

The Irish system obtains even in Australia; and Mr. George O. Duncan, the head of the penal department at Victoria, in his successful administration of it has demonstrated most successfully both the utility and soundness of its principles. This system, I regret to say, is the very reverse of ours. Hope, as has been said, is the warp and the woof of the one, whilst despair, brutality, and degradation are the beginning and end of the other.

To show what kindness will effect, we mention the fact that a poor Swede, who worked as an engineer on a steamer, was so impressed with the good works of John Ashworth, a prison reformer, that he devoted his life to visiting prisoners in jails, and finding work for them after their discharge. To give shelter and occupation to those who failed to get employment, he resolved to found a little home, which he did by the help of other philanthropists.

As time rolled on, a second home became necessary, which was also built. These homes are in different parts of Stockholm, and are managed by himself. He employs the men in gardening and wood-chopping, and his name is known all over Sweden as a benefactor to his race. Letters reach him from convicts in distant prisons who are anxious to lead a new life, imploring him to receive them, that they, too, may engage in honest labor. He is known throughout Sweden, and is respected alike by prince and peasant.

The Queen of Sweden has also established a similar home, that she may assist female discharged convicts, and encourage them to lead a better life.

I trust no effort will ever be made to enlarge our present State prison. In the first place, it was built in a swamp; and why such a place was ever selected will be difficult for human ingenuity to imagine. To show how unhealthy it has ever been, we find in Sneed's History of the Penitentiary, page 81, that as early as December, 1815, Anderson Miller the Keeper,

in his report to the Legislature, says: "Not one of the convicts during the summer escaped a spell of sickness."

In this same work of Mr. Sneed's, page 88, we find that a comittee of the Senate and House, in 1817, consisting of such men as J. J. Marshall and R. Rudd, in their report say: "The present place seems to be badly selected, the grounds being low, wet, unhealthy, and not calculated to carry off the filth."

If we can judge from what has recently transpired in the prison, and look at the long list of dead men who have died there in the last year, it would seem that it is the same plague-spot it was in former years. Let us have no more mammoth penitentiaries.

I recommend that a physician should be employed and paid by the State, and paid a sum that will enable him to give full and ample time to the sick and suffering within the walls of the prison. He should be an officer of the State, responsible to the State, and be entirely independent, and not an appointee, of the Lessee.

Before concluding this subject I will remark, that in the State of Ohio the amount stolen must amount to thirty-five dollars to constitute grand larceny, and I recommend that a law to the same effect be enacted here. I think it would be sound policy to commit the less offenders to the county jails, the county work-houses, or some reformatory institution.

In making the remarks I have upon our present penitentiary, I wish it understood that I intend no reflections upon our present Lessee, Mr. Jerry South. When he took charge of the prison the Lessee system had been long established. Such as the penitentiary is now, he found it upon his entrance into office. For him I have none other than kindly feelings, and I denounce, not the man, but the barbarous system now in force under the sanction of the laws of this Commonwealth.

We are all jealous of our personal honor, and are ready to vindicate it at any cost, and as representatives, we should be no less jealous of the honor of the State Let us, therefore, abandon a policy which is based on abasement and cruelty, and whose only marks are degradation from the moment the wretched convict dons his striped zebra suit, until he emerges from the prison with hope forever blasted, and manhood forever crushed.

IMPROVEMENT OF RIVERS.

Before the adoption of the present Constitution the State expended large sums of money on the improvement, by slack-water, of the Kentucky, Green, and Barren rivers. These improvements greatly enhanced

the value of lands bordering on or near them, thereby not only benefiting the whole Commonwealth, but also affording safe and cheap transportation to the products of so large a portion of our people.

The State subsequently leased the improvements on the Kentucky river to a company in whose hands they were fast going to ruin; so much so that, for some years, they have become useless for all purposes of navigation. The improvements on the Green and Barren rivers were also leased to a company; but it gives us pleasure to say that we learn that they are kept in good repair, and afford good transportation to the people of that section of the State.

The Kentucky River Company having failed to comply with its contract, the State has again fortunately obtained full possession and control of the improvements on that river. My immediate predecessor, Gov. McCreary, in his message to the Legislature, called its attention to the condition of these locks and dams, and urged the necessity of appropriations for their repair. His recommendation however, was of no effect, and these locks and dams are now fast going to ruin and decay. The State having refused all aid, an appeal as the last resort, was made to Congress, and that body, at its last regular session appropriated one hundred thousand dollars for these improvements.

Under the laws of the United States, enacted at an early period of our history, the Federal Government cannot become possessed of any land within a State, for the purpose of erecting thereon any public buildings, without the consent of its Legislature. This one hundred thousand dollars cannot, therefore, be used for the improvement of the Kentucky river until the Legislature gives its consent to the acquisition by the United States of the land necessary for the construction of the proper works.

I should have preferred that the State should have accomplished this great improvement; but, as it has steadily refused to do so, I have no hesitation in recommending the passage, by the Legislature, of a general act, giving the necessary consent, so as to enable our people not only to get the benefit of the present appropriation, but also the benefit of any further appropriations that Congress may make to this or any other rivers within or bordering on our State.

Congress has exercised the power from an early period of our history, to make appropriations for the harbors on the sea and lake coasts, as also for the navigable rivers of the country throughout the Union, and we presume that whatever may have been or may be our opinions, this is now the settled policy, and these appropriations will continue

annually to be made, whether we oppose them or not. Under these circumstances it becomes us to act as sensible men, and to get our share of those benefits to which we are justly entitled.

Kentucky contributes annually from seven to ten millions of dollars to the revenue of the General Government by taxes on our products, which revenue goes into the general fund, and is expended for the general benefit, much of it going to the improvement of the harbors and rivers of other States. Under these circumstances, surely no one can deem it unreasonable, or even unconstitutional, that we should avail ourselves of the benefit of funds to which we have so largely contributed.

The hills and mountains upon the head waters of the Kentucky river are covered with heavy forests of most valuable timbers, and filled with inexhaustible mines of coal and iron, not surpassed by those of any in the world. Indeed, one of the first geologists of the age, Professor Shaler, has said that more cannel coal in one continuous strata, could be found in this region than had, as yet, been found in any other portion of the globe. Let us then not throw a straw in the way of the development of the hidden treasures of this portion of Kentucky. Let its inhabitants have an easy and safe outlet to the markets of the world. If we have been deaf to their appeals, and failed to make these improvements, which they so much desire, let us at least permit Congress to do a work of such vast importance to the people of so large a portion of our Commonwealth, and which will redound so much to the benefit of all. I therefore most earnestly recommend that the Legislature will give its consent, as other States have done in like cases, so as to enable our people to receive the benefit of these appropriations. I trust it will be done.

EDUCATION.

Your attention is invited to the able and voluminous report of the late Superintendent of Public Instruction for the school-year ending June 30th, 1879. It exhibits not only the condition of the Common Schools at that period, but, also, the workings of the Common School system during the administration of its author.

It is needless to discuss the intimate relation that exists between the Common Schools and the Commonwealth. As a measure of self-interest and of self-protection, the State has properly undertaken the education of her children, and with the fostering affection of a true mother, she embraces them all in her healthful and life-giving arms, exhibiting

no partiality or prejudice. Every child of pupil age is duly enrolled in the census, and enjoys the privilege of the *per capita*. Thus, all have equal rights and equal privileges accorded by the letter and the spirit of our Democratic government.

The White School Fund.—"The School Fund shall consist of the fund dedicated by the Constitution and laws of this Commonwealth for the purpose of sustaining a system of Common Schools therein."

The actual character and condition of this foundation for the support of the white Common Schools of the State, may be readily seen and understood by reference to the Report of the Auditor of Public Accounts. It may be necessary, during your present session, to recite the history of the School Fund—its origin, its development, and its present condition. I invite your attention to the subject, and leave the disposition of the whole matter to your wisdom.

The pro rata for the current school year deserves special attention. It is treated at length in the report of the Superintendent.

The *per caput* is rated at one dollar and twenty-five cents, but accurately, it is one dollar and twenty-two cents, based on the Auditor's "statement of moneys which may be expected to be paid into the Treasury during the year ending June 30th, 1880, subject to the order of the Superintendent of Public Instruction."

The *per caput* for the last school year ending June 30th, 1879, was one dollar and sixty cents, and the decrease for the current year—thirty-eight cents—may be attributed, partly, to the decline in the value of taxable property throughout the State, while the regular increase of children arriving at pupil age has been maintained.

How to Supplement the Per Caput.—In our present financial condition, it would be inexpedient to propose additional taxation on the State at large, for the purpose of increasing the School Fund; but we have a wise provision in the system of local taxation, whereby any school district may supplement its apportionment of the public fund by the voluntary act of its legal voters. This method is really necessary to the prosperity of our Common Schools, and should commend itself to *all* who enjoy the right of suffrage under the Common School law. As patriotic citizens, they should be just to themselves and generous to those who require aid in the education of their children.

Normal Schools.—We must secure a better class of teachers for our Common Schools. In order to do this, we must elevate the standard of scholarship required of them, which is now lamentably low, and we must encourage, at the earliest practicable period, the establishment

of effective Normal Schools, under State patronage and State control. The Normal Institutions at Carlisle and Farmdale, the result of private enterprise, deserve honorable mention, and although conducted by able and energetic men, are really languishing for want of proper support. Several counties are making creditable efforts to supply their local needs in this direction; but the State must, in due season, take the matter in hand.

Teachers' Institutes, under compulsory law, have more than quadrupled within the last eight years. They are increasing, both in interest and influence, and should be made still more effective by being made *thoroughly practical*. An Institute should be held in every county every year, and for not less than six days. Though feeble substitutes for proper Normal Schools, they can be made a positive power in our Common School System.

The Agricultural and Mechanical College.—In the reorganization and final location of this Institution, we must aim to adhere to its original plan and purpose, which was, in the language of the act establishing it, designed "to promote the liberal and practical education of the industrial classes in the several pursuits and professions of life." We must make it, emphatically, the *People's College*, a *representative* Institution in its highest and truest sense. It is our only State College, and should be worthy of our Commonwealth. By law, it is required to furnish free tuition to "three pupils for each representative district." As it derives its regular income from the State, it should be made a part of our Common School System; and instead of the indiscriminate appointment of the "State students," as at present, I recommend that competitive examinations be instituted in each representative district for the honor of being enrolled as State students. We shall thus procure some of the most promising material that the State can furnish.

Whilst I do not believe in the cultivation of an extreme military spirit on the part of collegians, yet I confidently recommend the restoration of the legitimate military feature of the College, which prevailed in its earlier and better days. It can be made subservient to health and cleanliness, and to a proper discipline both of body and mind. This specially commends itself, in view of the fact that the United States Government continues to furnish the College with an accomplished officer of the Regular Army, as a Professor of Military Tactics.*

Common Schools for Colored Children.—The act approved February 23d, 1874, for the foundation of the Colored School Fund, by devoting

*The able Report of the Agricultural and Mechanical College Commission and o he Board of Visitors of the Collkge will be laid before you.

the entire revenue, general and specific, derived rom the taxes on the property of our colored fellow-citizens, has had the happiest effect in giving rise to a system of "Common Schools for the Colored Children of this Commonwealth." Not one dollar of revenue from this source goes even to the support of the State Government, although the colored people are beneficiaries of it in "the enjoyment of the rights of life, liberty, and property."

By this liberal provision, seven hundred and seventy-three colored schools are already fostered in this State, and great confidence and encouragement are, thereby, given to the freedmen and their children.

By reference to the Report, it will be seen that the colored people are increasing in wealth. The *per caput* for the year ending June 30th, 1880, is forty-eight cents, a decrease of only two cents of the *per caput* of 1879, notwithstanding the increase of their pupil children.

The great difficulty under which the colored system now labors, is the want of good teachers generally. The flourishing College at Berea, Madison county, has a normal department, but it is not available to most of the teachers who are anxious to improve themselves. This matter will, I trust, invite your attention.

Our Present Duty.—In an educational point of view, the great and growing interests of the State must be fully and effectually met. We must not be, in any measure or manner, behind the advancing civilization of the age. We owe a great and sovereign duty to ourselves and to posterity. Upon Kentucky rests a great responsibility. Central in her position, rich in her soil, her minerals, and her men, with a *prestige* unsurpassed by that of any of the older States of the Union, shall we not adopt those measures and employ those means which are absolutely necessary to make Kentucky a true factor in the republic and in the world? In order to this, it must be kept constantly in view that education forms and fashions the character of a State, because it forms and fashions the character of the men and women who constitute the State. Education is a great preventive of crimes that imperil the peace and retard the progress of civilization. We are finding out that it is cheaper to pay for the education of the child than for the ignorance and rascality of the man. It follows that our Common School system is the great power that underlies our Commonwealth. We must, therefore, aim to perfect an educational system that will place within the reach of every child in the State, a plain, practical education. To you, gentlemen, in co-operation with the Superintendent of Public Instruction and the State Board of Education, I confidently commit, in the name of the people of the Commonwealth, this important and responsible work.

STATE BOARD OF HEALTH.

Two years ago a bill was passed establishing a State Board of Health, which had been so long and so much needed in this Commonwealth. The Board was at once organized, and its members entered upon the discharge of their duties; but the meager appropriation was too inconsiderable to accomplish any very material good. Our State had been so long exempt from the scourge of epidemic disease, that many believed that there must be some hidden and incomprehensible cause which gave us immunity against it. In fact, so eager were our citizens in their pursuit of wealth and the comforts of life, that they seemed to lose sight of that most important matter, the health and lives of the people. The nations of Europe have given the greatest attention to this subject, and have appropriated money with a liberal hand to prevent the spread among them of the epidemic scourges of other climes; but our governments both State and Federal, seemed to have been oblivious of the dangers which may befall us.

In 1873 and 1878, ships from Africa and elsewhere brought to our shores that deadly pestilence which walketh in darkness and slayeth at noonday. Though warned both by the press and telegram that this African scourge was slowly but surely approaching, still we heeded not the warnings until many of the noblest of the land were laid in untimely graves.

The President of the Board wrote to the Governor asking his co-operation in establishing quarantine upon our Southern borders to stop this deadly plague; but in the absence of all law enabling him to act, he was powerless to help.

Had there been a law upon your statute book authorizing him to use some four or five thousand dollars of the money of the State, in establishing proper quarantine on the Mississippi river below Hickman, and the railroads leading from the infected districts into our State, husndred of lives and tens of thousands of dollars would have been saved. When a portion of your citizens had been struck by this giant of death, and their piteous cries for help were heard throughout the land, the good, the noble, and charitable sent forth their treasures with unstinted hand to succor and to save.

The Governor could do nothing but give from his private purse, which he did liberally. His power ended here, having no official authority to do more.

The observation of all for the past two years has aroused Federal and State authorities to a realization of the now admitted fact, that this

African anaconda, under the stimulating influence of heat, can move on and encircle in its deadly coil its victims, regardless of latitude, altitude, or local causes. I would recommend to your most serious attention this subject, and hope in your wisdom you will consider it your duty to foster and sustain this Board of Health, by making such appropriation as will enable them to adopt and enforce such sanitary measures, as shall protect the lives of our citizens. Life is more to be prized than wealth or property. When wealth is lost it may be regained; but in death all is lost forever. The humble tiller of the soil, however limited his possessions or small the harvests he may garner, is a benefactor to his race and country, and when he dies the State loses a portion of its wealth, as all wealth comes from the soil.

THE DEAD PHYSICIANS OF HICKMAN.

I would call the attention of your honorable body to the propriety of erecting a suitable monument on the bluff, in the town of Hickman, to perpetuate the memory of the eight physicians, namely: Doctors Alexander, Farrish, Catlet, Cook, Corbett, Blanton, and the two Prathers, martyrs to the calls of humanity and the dictates of professional duty. Let our proud old Commonwealth show that she holds in grateful remembrance, the names of those who have sacrificed life itself that they might save others. We have sent our sons to distant fields; but when they have fallen in the contest of battle, we have brought them baek to Kentucky soil, and, within sight of our Capitol, their ashes rest beneath monuments which bespeak the glory of the past. Sweet flowers, as it should be, bedeck their honored graves, for they fell as heroes fall; but so also did those noble physicians who fell at Hickman. Long did they battle with the dread hydra of disease. Through rain and sunshine, through sweltering heat and damps of night, without fee or reward, they struggled fearlessly and bravely on, until they, too, at last fell before the scythe of that fell African destroyer.

Let us honor the memory of such noble and unselfish men, that their names may pass down through the lapse of centuries to the latest generations.

CHARITABLE INSTITUTIONS.

I am gratified to be able to announce to you that the charitable institutions founded by the liberality of the Commonwealth, and which have conferred such blessings upon the afflicted of the State, are in the most satisfactory condition.

The three asylums designed for the insane are however, overcrowded, because of various counties thrusting into them a class of harmless incurable epileptics and idiots, who should never be permitted to enter asylums provided for lunatics. Many of this class of unfortunates are entirely harmless and quite rational, except when in epileptic convulsions, which occur at intervals of weeks or more, and last but a few hours. In almost every instance they could be better and far more economically cared for in their respective homes or counties. Their assignment to lunatic asylums subjects them to the possible violence of raving maniacs.

The Blind Asylum at Louisville, the Deaf and Dumb Asylum at Danville, and the Feeble-minded Institute at Frankfort, under the tender and efficient care of their respective Superintendents, Presidents, and Boards of Commissioners are in perfect condition, and have accomplished more and conferred greater benefits than their most sanguine friends and projectors ever anticipated. To these institutions every Kentuckian may point with pride; they are the brightest jewels in the diadem of our proud State. Some of our sister States may have larger and more costly edifices, but we may question if the world can boast any better or more humanely managed than ours. The Deaf and Dumb Institution at Danville should be enlarged. To the necessity of additional buildings I would most respectfully invite your attention.

Our State may well be proud of these institutions, which have brought comparative comfort and happiness to those unfortunate beings whom Providence, in His wisdom, has so severely afflicted. Could the most sordid miser visit the Blind Asylum and witness the progress and happiness of those to whose sightless orbs the beauties of heaven and earth have never been revealed, and see how much had been done to relieve them, his stony heart would be touched with tenderness. Should he then go to the Deaf and Dumb Asylum and look upon the bright and happy faces that would meet him there, albeit its inmates are speechless, and have never heard the melody of sound, yet he would find that by long and competent instruction they had acquired a voiceless language, which enables them to communicate their thoughts more rapidly than in words. Should he then go to the Feeble-minded Institute he would meet children who, in the early dawn of childhood, had scarcely a single ray of intellect, yet who, by proper training, were taught many of the useful occupations of life. Should he go and behold all these, his heart could not fail being touched with generous sym-

pathy, and he could not but exclaim to the great-hearted statesmen of Kentucky, "Tax me, tax all." To support such generous institutions, none can murmur; none should object.

That these grand institutions, erected on the broad foundation of Christianity, will ever be tenderly fostered by the people of Kentucky, is my most ardent wish.

BUREAU OF AGRICULTURE.

The report of the Commissioner will be laid before you at an early day. Agriculture is the basis of all other interests, and the full developments of agricultural resources are the great guarantees of an enduring prosperity.

The most casual observer must have noted that there is an awakened interest on this subject pervading the entire State never existing before. Agriculture is fast reaching the domain of science, and should be fostered and protected by legislative action. Chemistry is resorted to, and its secrets brought out in aid of the natural productiveness of the soil. Our farmers are no longer willing to follow in the tracks their fathers trod—plow and plant, trusting to Providence and the unaided strength of soils for a renumerative harvest, but, to superior modes of cultivation, are adding costly fertilization.

Developments during the year have shown that in this, as in States south of us, commercial fertilizers offered on the market have proved often to be worthless. Legislative action can afford the only adequate protection against frauds of this kind, by requiring, as in other States, that they be inspected and stamped by competent chemists before being sold on the market. In no other way can farmers be protected against spurious and worthless articles. No interest in the State has higher claims on you for protection, or more commends itself to your thoughtful and careful consideration, than the agricultural interest. It is by taxation laid on this interest that your Treasury, year by year, draws its chief supplies. Though later in recognizing it, by the establishment of a Bureau devoted specially to its encouragement and development, than other States, yet having established it, it is wise economy to sustain it by liberal appropriations, and to so equip it as to give to it the greatest possible efficiency.

The correspondence and business of this office have greatly increased, and its great utility is now acknowledged throughout the State. It is the fountain head of agricultural information, and I respectfully refer you to the report of the Commissioner, that you may see what further, if any, legislation is needed.

GEOLOGICAL SURVEY.

The Geological Survey of the Commonwealth has nearly completed its general study of the nature and extent of our resources, though a considerable part of the work is not yet published. Four volumes of the economic results of the present Survey have been published, and two volumes are ready for publication. The most considerable part of the work that yet remains to be done is the topographical surveying necessary to complete the State map. This work has already so far advanced that a relatively small expenditure will secure for us as complete and accurate representation of the geography and geology of the State as has yet been given of any State in the Union.

It is very important that the work of the Geological Survey should be carried forward to completion. The Director and assistants are now prepared to undertake their final report. The preparation of such a report, condensing in a single volume all the information concerning the structure and resources of the Commonwealth, is manifestly the last great labor of such a Survey.

In addition to its effective labor in the investigation into the nature and extent of our mineral and other resources, this Survey has rendered important service by the attention which it has called to the possible means of profitably utilizing these resources in the development of manufactures. Through the efforts of this Bureau, a beginning has already been made in the manufacture in our midst of one of the principal agricultural products of the State.

Much has been done to attract to the State a portion of the better class of immigrants, and to aid those who are planning to settle in the State, either as individuals or in colonies, in extending the knowledge of our manufacturing resources, and calling attention to the peculiar advantages offered by our State to persons seeking cheap and desirable homes.

In maintaining this study of its resources, the Commonwealth is not only doing a duty by its best interests for the day, but is laying a firm basis for the activities of its children in the future. It has been fortunate in securing a Survey of a high order of accuracy and trustworthiness; and its servants in this work have shown a proper appreciation of the manifold nature of their duties. Not only have they considered the mineral resources, strictly so called, but questions concerning our forest resources, water powers, water supply, agricultural chemistry, sanitary geology, building material, &c., &c., have received proper attention, as a glance over the titles of their reports will show.

A large and instructive Cabinet has been accumulated by the Survey, a part of which is arranged in the Capitol building. Provision should be made for the preservation and increase of this valuable collection of the resources of our State.

I respectfully call your attention to the Report of the State Geologist, N. S. Shaler, which will in due time be laid before you.

STATE GUARD.

We are admonished by the framers of the Constitution that a free State cannot safely neglect to arm and organize its militia. Of late years an increased interest has been manifested in this subject throughout the country. Some of the States, under judicious and liberal military laws, have well organized forces, armed and equipped, and at all times ready for efficient active service.

I am glad to be able to state that we have now, under the laws passed by the last General Assembly, a small but very efficient militia force, known as the Kentucky State Guard. It is composed of young men who have in most cases provided their own uniforms. They are well armed, and partially equipped by the State. On every occasion, when called into active service by the Governor, the State Guard has shown that citizen soldiery, drawn from the "body of the people," may be depended upon to aid and sustain the supremacy of the laws.

I earnestly suggest that some further legislative provision be made for the permanent and more efficient organization of the State militia forces.

I feel entirely assured, from their past valuable services, that our State Guard can be relied upon in any emergency; and that, wherever they go, they will suppress everything tending to lawless outrage or mob law. This organization is worthy of your highest commendation and support. The Adjutant General's report will be laid before you, and I commend it to your consideration.

INSURANCE BUREAU.

The number of Insurance Companies now regularly authorized to transact business in Kentucky is ninety-six, of which nine are Life and eighty-seven are Fire Companies. One of the Life and nine of the Fire Companies are organized and operated under the laws of Kentucky; eight of the Life and sixty-three of the Fire Companies are organized under the laws of other States; and fifteen Fire Companies are of foreign countries. The amount of insurance upon lives and prop-

erty of citizens of this State December 31, 1878, was $116,567,851. The premiums received during that year from this State were $1,860,591, and the losses paid amounted to $1,028,397. Of these amounts, $22,655,687 were insured by Kentucky companies; $93,912,164 by companies of other States and foreign countries. Kentucky companies collected in this State, for 1878, $335,545, and companies of other States and foreign countries collected $1,525,046. Companies of this State paid for losses $120,528, and companies of other States and foreign countries paid $907,869. Not included in the above statement is the business of two Accident and three Mutual Fire Companies, the three latter being companies whose operations are confined to this State alone.

It will be seen from an examination of the above statement that the interests of our people are largely involved in the business of insurance, and that a great proportion of the business done in this State is in companies organized under laws other than those of Kentucky. The security of our insuring people both requires and justifies the enactment of wise and stringent laws, so that, under the enforcement of these, weak and unreliable companies may be prohibited from doing business in the State.

I respectfully refer you, for more detailed information, to the report of the Chief of the Bureau for 1879, which will be furnished you in due season.

FISH CULTURE.

The Board of Fish Commissioners give an encouraging account of the success of their labors, and express the confident belief that, with a more liberal appropriation for the purpose, they can efficiently stock the various water-courses of the State, and provide in abundance cheap food for the people. They have already deposited many millions of young fish in the waters of the State, and are sanguine as to the beneficial and remunerative result of their labors. They ask, however, for more stringent laws against seining, netting, and trapping—that such offenses be made indictable as other misdemeanors. The interest manifested in Europe and in our sister States for the encouragement of fish culture may reasonably commend the subject to your favorable consideration.

CONCLUSION.

In pursuance of the mandates of the Constitution, I have laid before you "information of the state of the Commonwealth."

I conceal and disguise nothing, but submit for your consideration facts as they really exist. As I remarked in the outset, important legislation awaits and demands your attention, and, I may add, that the great interests of the State are at present in your keeping.

Sincerely trusting that wisdom will guide you in council, and that your greatest aims will be to advance the honor, prosperity, and happiness of our people, I again greet you, and bid you welcome, upon your entrance into the Capitol, assuring you of my hearty co-operation in all measures tending to the public welfare.

LUKE P. BLACKBURN.

Mr. Hill moved the following resolution, viz:

Resolved by the Senate, That so much of the Governor's message as relates to the Finances, be referred to the Committee on Finance;

So much as refers to the Common School System, be referred to the Committee on Education;

So much thereof as relates to Agricultural Interests and the Agricultural Bureau, be referred to the Committee on Agriculture and Manufactures;

So much as relates to Public Improvements, be referred to the Committee on Internal Improvement;

So much as relates to the State Guard, be referred to the Committee on Military Affairs;

So much as refers to the Penitentiary, be referred to the Committee on the Penitentiary;

So much as relates to the Insurance Bureau, be referred to the Committee on Banks and Insurance;

So much thereof as relates to Immigration, be referred to the Committee on Immigration and Labor;

That so much thereof as relates to Charitable Institutions, be referred to the Committee on Charitable Institutions.

Which was adopted.

Mr. Johnston moved the following resolution, viz:

Resolved, That the Committee on the Penitentiary be instructed to prepare a bill for the leasing out of the convicts of this State, and that, for information, they be instructed to avail themselves of all the lease laws of the various States where the lease system prevails in forming said bill, and that they report at the earliest practicable day.

Which was read and referred to the Committee on the Penitentiary.

Mr. Bruce moved the following resolution, viz:

Resolved, That the rules of the last Senate, and the joint rules of the two Houses of the last General Assembly, be adopted as the rules for the government of the present Senate, and that the Public Printer

be directed to print and furnish one hundred copies of said rules for the use of the members and officers of the Senate.

Which was adopted.

Mr. Clarke moved the following resolution, viz:

Resolved, That the Public Printer be directed to print and furnish each member and officer of the Senate one hundred copies of the Governor's message, with cover, wrapped and stamped, and ready for mailing.

Mr. White moved to amend said resolution by striking out the words "one hundred" therein, and inserting in lieu thereof the words "twenty-five."

And the question being taken on the adoption of said amendment, it was decided in the negative.

The question was then taken on the adoption of the resolution proposed by Mr. Clarke, and it was decided in the affirmative.

A message in writing was received from the Governor, by Hon. Samuel B. Churchill, Secretary of State.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 1, 1880.

Gentlemen of the Senate:

I nominate the persons herein named as notaries public, to hold office for four years, in the limits designated:

J. L. Schwabacher, Jefferson county.
Samuel Cassidy, jr., Jefferson county.
Breckinridge Speed, Daviess county.
J. R. Ramsey, Jefferson county.
Robert H. Kinnaird, Garrard county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message in writing was received from the Governor, by Hon. Samuel B. Churchill, Secretary of State.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 1, 1880.

Gentlemen of the Senate:

I nominate the persons herein named to hold office for the terms designated, viz:

Dr. R. H. Gayle, Medical Superintendent Central Kentucky Lunatic Asylum, for the term prescribed by law.

Also S. L. Garr, J. W. Walker, A. G. Herr, James Bridgeford, G. A. Owens, and Logan C. Murray as Commissioners of the Central Kentucky Lunatic Asylum, for the terms prescribed by law.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. McQuiddy moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms, Door-keeper, and two pages appointed by the Speaker to act during the organization of the Senate be allowed the same *per diem* as the same officers were allowed at the last session of this body, and that the Clerk be directed to issue his certificate for the salary of said officers at said rate.

Which was adopted.

Mr. Gathright moved the following resolution, viz:

Resolved, That the Clerk of the Senate shall, on the assembling of the Senate on to-morrow morning, January 2d, at 10:15 o'clock, place in a box the name of each member written on a slip of paper. That he then proceed, in the presence of the Senate, to draw from the said box, one at a time, the slips of paper, and as each is drawn, he shall announce the name of the member upon it, who shall choose his seat for the present Senate: *Provided*, That before said drawing shall commence, the Speaker shall cause every seat to be vacated, and shall see that every seat continues vacant until it is selected under this order; and that every seat, after having been selected, shall be deemed vacant if left unoccupied before the calling of the roll is finished.

Pending the consideration of which, Mr. Hays moved that the Senate do now adjourn.

Which motion was adopted.

And then the Senate adjourned.

FRIDAY, JANUARY 2, 1880.

The Senate resumed the consideration of the resolution proposed by Mr. Gathright on yesterday.

Mr. Adair moved the following amendment as a substitute for said resolution, viz:

Resolved, That the Clerk of the Senate shall, on the assembling of the Senate on the 2d day of January, 1880, at 10:15 o'clock, place in one box the name of each member written on a separate slip of paper, and in another box the number of each seat on a separate slip of paper, and with them proceed, in the presence of the Senate,

to draw from the one box the name of a member, and from the other box the number of a seat, and as each is drawn, he shall announce the name of the member and the number of the seat, and the number so drawn shall be the seat for the present session of the member whose name is so drawn and announced: *Provided*, That before said drawing shall commence, the Speaker shall cause every seat to be vacated, and shall see that every seat continues vacant until it is selected under this order.

Mr. P. P. Johnston moved to postpone the further consideration of said resolution and proposed amendment indefinitely.

Mr. George moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative, by the casting vote of the Speaker, Hon. James E. Cantrill.

The yeas and nays being required thereon by Messrs. George and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	R. I. McQuiddy,
Joseph Bertram,	Clint. Griffith,	David R. Murray,
James Blackburn,	George T. Halbert,	Jas. Shackleford,
J. H. Bruce,	R. G. Hays,	H. H. Skiles,
M. T. Carpenter,	P. P. Johnston,	J. H. Wilkinson,
A. R. Clarke,	C. N. Lewis,	A. H. Willingham—18.

Those who voted in the negative, were—

Alex. E. Adams,	Sam. E. Hill,	Clifton J. Pratt,
Albert S. Berry,	Thomas Johnson,	G. W. Reeves,
Geo. T. Edwards,	T. J. McElrath,	John W. Rowlett,
W. H. Frederick,	Thos. J. Megibben,	Ishmael H. Smith,
John T. Gathright,	W. O. Mize,	Richard J. White,
Henry George,	A. B. Montgomery,	Jas. E. Cantrill—19.
C. W. Gilmore,		

Mr. Murray entered a motion to reconsider the vote by which the Senate had refused to postpone the further consideration of said resolution indefinitely.

Mr. Carpenter moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts be directed to report to the Senate a statement of the cost of the public printing and binding from January 1st, 1878, to January 1st, 1880.

Which was adopted.

Mr. Bertram moved the following resolution, viz:

Resolved, That the resident pastors of the city of Frankfort be requested to attend the meetings of the Senate each morning and open its proceedings with prayer.

Which was adopted.

Mr. Montgomery moved to take up the motion heretofore entered

by Mr. Murray, to reconsider the vote by which the Senate had refused to postpone indefinitely the consideration of the resolution proposed by Mr. Gathright and pending amendment.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston then moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	R. I McQuiddy,
Joseph Bertram,	Clint. Griffith,	David R. Murray,
James Blackburn,	George T. Halbert,	John Walter Rowlett,
M. T. Carpenter,	P. P. Johnston,	James Shackleford,
A. R. Clarke,	C. N. Lewis,	H. H. Skiles—15.

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	Alex. B. Montgomery,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Sam. E. Hill,	G. W. Reeves,
Geo. T. Edwards,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	T. J. McElrath,	Richard J. White,
John T. Gathright,	Thos. J. Megibben,	J. H. Wilkinson,
Henry George,	W. O. Mize,	A. H. Willingham—21.

The question was then taken on reconsidering the vote by which the Senate had refused to postpone indefinitely the further consideration of said resolution and proposed amendment, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Halbert and Rowlett, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	T. J. McElrath,
Joseph Bertram,	Clinton Griffith,	R. I. McQuiddy,
James Blackburn,	George T. Halbert,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	James Shackleford,
M. T. Carpenter,	C. N. Lewis,	H. H. Skiles—16.
A. R. Clarke,		

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
Albert S. Berry,	Samuel E. Hill,	G. W. Reeves,
Geo. T. Edwards,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	Thomas J. Megibben,	Richard J. White,
John T. Gathright,	W. O. Mize,	J. H. Wilkinson,
Henry George,	Alex. B. Montgomery,	A. H. Willingham—20.
C. W. Gilmore,	David R. Murray,	

Mr. George moved the previous question

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Adair as a substitute for the resolution proposed by Mr. Gathright, and it was decided in the affirmative.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the affirmative.

Whereupon, the Speaker directed the Clerk to carry out the order contained in said resolution, which was accordingly done.

Mr. Hays read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee, consisting of two members of the Senate and three members of the House of Representatives, be appointed by the respective Speakers thereof, whose duty it shall be to examine into the conduct and affairs of the various clerks' offices of the county of Jefferson. Also to examine into the conduct and affairs of any other clerks and officers in this State which they may deem necessary to investigate; and that they have power and the right to examine the records, papers, &c., of all such officers, and that they may examine clerks or their deputies, or both, touching fees, fines, &c., in which individuals or the State may be interested, and report to this General Assembly the result of their investigation.

Which, under the rule, lies over one day.

Hon. John C. Underwood, Chairman of the Agricultural and Mechanical College Commission, submitted the following report, viz:

To the General Assembly of Kentucky:

GENTLEMEN: In compliance with the action of the Agricultural and Mechanical College Commission, I herewith transmit to your honorable bodies the report of said Commission proposing a plan for a State University.

Very respectfully,

JOHN C. UNDERWOOD,
Chairman A. & M. C. Commission.

AUGUST, 1879.

REPORT.

To the Honorable Agricultural and Mechanical College Commission of Kentucky:

GENTLEMEN: At the request of your honorable body, based upon the following section of the act raising the "Commission," to-wit:

"§ 3. Said Commission shall ascertain the number of departments of study necessary for

the effective operation of a first-class State University, such as the geographical condition of the Commonwealth, her agricultural and mineral resources, her influence and dignity, require to be constituted for the education of her sons; the plan of organization, salaries of professors and instructors, the plan, cost, and equipment of college buildings, experimental farm, mechanical department, horticultural department, laboratories, museums, and cabinets, and to report the same to the next regular General Assembly"—

I have prepared an outline for the establishment of a *Kentucky University* for the education and mental advancement of the young, to be controlled entirely by the State. My endeavors in the above-mentioned direction have been greatly aided by valuable assistance received from Hon. James K. Patterson, President of the Agricultural and Mechanical College of Kentucky, many of whose suggestinos I have embraced and compiled herein; General G. W. Custis Lee, President of Washington and Lee University, of Virginia; President Charles W. Eliot, of Harvard University, Massachusetts; Professor James F. Harrison, Chairman of the Faculty of the University of Virginia; Professor A. R. Crandall, of Lexington, Kentucky, and others, to all of whom I tender both official and personal thanks for courtesies and services.

My ideas with reference to the establishment of a State institution of learning, are based upon a few axiomatic principles for the government of Public Schools, viz: The success of the enterprise will greatly depend upon its equitable management in every respect. A State, embracing among its people many religious denominations, cannot afford to have sectarianism of any kind allied with an educational institution; therefore, in my scheme, I have attempted to divest the proposed University of that objectionable feature. Again, the public complexion of a University of learning for the whites, should fluctuate with the local State changes of the times; therefore, I make use of certain State officers (the Chief Justice and the Lieutenant Governor), and provide means for the selection of the majority of the governing body of the proposed University by the State Legislature, all of whom are elected to office by the voters of the Commonwealth. I believe such course will ever represent the political status of the State, and must give satisfaction to the masses of the people, who are interested in, and who must in the main uphold, the institution.

Also, it is essential for the prosperity of the University that the *Alumni* should take interest in its success, which can be best secured by giving them voice in its direction; consequently, I deem it expedient to allow the Alumni to select the minority of the University management as hereinafter provided.

The plan of combining State control with the interest of the Alumni, has been found to work well in some of the principal Universities in both this country and Europe.

All donations by way of moneys to establish special Professorships, etc., should be received upon the terms and conditions prescribed by the

donors, unless same are thought to be adverse to the interests of the University by the managing body.

Any non-sectarian College, established either by private donation or public act, where the governing power of said institution may desire to attach it to the University, should be received and be allowed to be governed by the provisions of its creative power, whether by the WILL of an individual, deceased or living, or by the act of the Legislature, etc.; the University conditions being a free interchange of the instructive talent of Professors, Instructors, Tutors, &c., with the various Colleges, and a representation in the Senate Faculty of the University.

Suitable buildings and grounds, full and complete Laboratories, Museums, Libraries, and general apparatus should be provided, much of which, however, will be the growth of time. Botanical collections, and Geological and Mineralogical Cabinets, should mainly be the result of accumulations, made by Professors and Students, and of exchanges with other institutions. Laboratories and apparatus must, of course, be purchased, costing no great deal at the beginning, but to be increased, from time to time, as the necessities of the University may require.

A full and complete Library should be the ultimate object of the management; and with that view, annual appropriations ought to be made for its increase and perfection.

Liberal provision should also be made for independent and original investigation by Professors and Students, especially in the departments of Natural Science, which would necessitate the employment of adjunct Professors and Tutors in some of the departments.

A high standard of admission and graduation should be required. Quality and scholarship of Alumni, rather than numbers, should be aimed at; and all degrees, except those merely honorary, should be given for proficiency, and on examination.

A University established and managed by State authority, and looking mainly to the Commonwealth for encouragement and support, ought to work to the interest of the State, and not be managed wholly for financial profit.

Therefore, I propose free tuition to Students from Kentucky, appointed in the following manner, viz: The members of the General Assembly shall appoint, from among the youth of their respective districts, such as may desire to enter any of the Colleges comprising the University, and who are able to pass the matriculation examinations prescribed by the various Faculties, and who may possess proper moral character. A nominal tuition shall be paid by Students foreign to the State, which money shall go into and constitute a general fund for University purposes.

Entertaining the foregoing views, I offer the following plan for the establishment of a

STATE UNIVERSITY OF LEARNING.

The governing body of the University shall consist of a Board of seventeen Regents, no more than three of whom shall belong to the same religious denomination, to be appointed as follows:

The Chief Justice of the Commonwealth and the Lieutenant Governor shall be *ex officio* members of the Board of Regents. The Chief Justice shall be President of the Board, and the Lieutenant Governor shall be Vice President of the Board and Chancellor of the University.

Ten of the Regents shall be selected by the State Legislature—the members of the House of Representatives from each of the present ten Congressional Districts nominating one Regent, to represent their respective sections of the State. The nominations must then be sent to the Senate for confirmation; and, if confirmed by that body, the Governor shall then commission the person selected as a "Regent of the University;" to hold said office for a period extending to five years from date, and until his successor is selected and shall have qualified. Beginning with the First Congressional District, two Regents shall retire each year, and their successors shall be selected and commissioned during the regular meetings of each biennial Legislature. Five members of the Board of Regents shall be elected by the Alumni of the University, as soon as said Alumni shall have attained the number of one hundred, who shall hold office for five years—one retiring and one being elected each year.

All elective members of the Board of Regents shall be eligible for re-election.

A majority of the Board shall constitute a quorum.

Only laymen shall be eligible to the office of Regent.

The Board of Regents shall elect from among the principal Professors, a *Director*, who shall also be Vice Chancellor of the University, and who shall act in that capacity during the absence of the Lieutenant Governor, but shall not be entitled to vote as a Regent.

The *Director* shall be the scholastic and organic head of the institution, and must be selected for his administrative ability as much as for his learning and professorial attainments.

The Board of Regents shall elect three of their members to act as an Executive Committee during the interval between the meetings of the Board, and neither the President of the Board, Chancellor, or Vice Chancellor, shall be eligible to serve on said committee. The Executive Committee shall have the care and management of the University during the intervals between the meetings of the Board, and shall be competent to transact any and all business which the Board of Regents may rightfully

transact; subject, however, to the approval of the Board at its annual or called meetings.

The President of the Board of Regents and the Regents of the University shall serve without compensation; but their necessary expenses, incurred while attending to University business, must be defrayed out of the University Fund.

The Board of Regents shall determine the salaries of the various Professors, Instructors, Tutors, etc., except where same are controlled by the law creating *special chairs*, or where a College is managed by its own officers, and is nominally under the University for interchange of Professors, etc. All salaries must be paid in quarterly installments.

The Board of Regents shall hold at least one annual meeting; such meeting to take place the Tuesday before Commencement.

The Chancellor shall be recognized as the official head of the University, preside on all public occasions, and generally represent the University before the public.

The regular Professors of the various Faculties, meeting together as one body, shall, with the Vice Chancellor or Director, constitute the Senate of the University, to which body shall be delegated the general educational interests of the University, with such powers and duties as the Board of Regents may determine. The Vice Chancellor shall be *ex officio* Chairman of the Senate. The Senate shall prescribe amount of tuition to be paid by Students foreign to the State, and shall determine matriculation and graduating fees, etc.

Each College shall be organized under its own Faculty, one of whom shall be its Chairman, and President of the College with which he is immediately connected. Said President and Professors shall be appointed by the governing body of the University, or by the special power creating particular Colleges or Chairs, and shall hold their respective positions subject to the direction and control of said governing powers: *Provided*, That no Professor shall be removed except for neglect of duty or incompetency, and charges relating to which must be preferred in writing to the power appointing said officer; and if sustained by two-thirds of the body possessing the right to act thereon, such vote shall disqualify or remove said President or Professor from further connection with his College.

Each College Faculty shall prescribe the Course of Study for the degrees conferred by said College; and where Students select separate studies and follow no regular course, certificates shall be given for proficiency, signed only by the Professors teaching the studies taken.

Each College Faculty shall be deemed competent to make all the necessary by-laws and regulations for the government of its own College.

Each College Faculty shall be regarded as equal and co-ordinate in dignity with all other Faculties of the University.

The President of each College shall present a written report at the end of each Collegiate year to the governing body of the University, embodying therein the condition of each department in his College, the work done during the year, the necessities of the respective departments, etc.

The University shall have power to confer all honorary and regular degrees, but the latter only on the recommendation of the appropriate Faculty.

The Senate of the University shall stipulate conditions for, and cause to be conferred, the following regular degrees, to-wit:

MASTER OF ARTS (A. M.)
DOCTOR OF PHILOSOPHY (Ph. D.)
DOCTOR OF SCIENCE (S. D.)

It may also bestow either of the above degrees (without examination) as an *honor* upon any one in its judgment deserving same; and it shall have power to confer the honorary degree of Doctor of Law (LL. D.)

The Chancellor shall deliver, at the Annual Commencement, such degrees as may issue by authority of the University Senate.

The President of each College shall deliver the regular degrees and certificates of proficiency in special studies, authorized to be conferred by the action of his College Faculty, and by special Professors.

A first-class University, such as Kentucky is able to maintain, and of which the State can be justly proud, and such as will furnish all her sons with the education they require, ought to make provisions for the following Colleges. Some of the departments of study, though common to more than one College, need not, in consequence of that fact, imply a duplication of Professors.

I

A COLLEGE OF LITERATURE, SCIENCE, AND GENERAL LEARNING.

Competent to teach—

The English Language and Literature;
The Latin Language and Literature;
The Greek Language and Literature;
The German Language and Literature (optional with Student);
The French Language and Literature (optional with Student);
The Spanish Language and Literature (optional with Student);
The Italian Language and Literature (optional with Student);
Rhetoric and Oratory;
Pure and Applied Mathematics;
Physics and Astronomy;
Logic, Metaphysics, and Moral Philosophy;
Civil History (Ancient and Modern), and Political Economy;
The Lawful Rights of Persons and Property (Lectures);

Chemistry, Geology, and Paleontology;
Mineralogy and Botany;
Zoölogy, Physiology, and Anatomy;

Degrees given by this College:

Bachelor of Philosophy (Ph. B); Bachelor of Arts (A. B)

II.

A SCHOOL OF AGRICULTURE, GENERAL SCIENCE, AND THE MECHANIC ARTS, TO BE KNOWN AS THE

AGRICULTURAL AND MECHANICAL COLLEGE.

Competent to teach—

The English Language and Literature;
Rhetoric;
Physical Geography (Text-book and Lectures);
Pure and Applied Mathematics;
Physics; Chemistry;
Agricultural Chemistry;
Practical Chemistry, Blow-Pipe Analysis;
Theoretical and Practical Agriculture;
Theoretical and Practical Horticulture;
MECHANICS OF SOLIDS—Friction, Strength of Materials.
MACHINES—Theory and Description of; Prime Movers; Steam and other Engines.
PRACTICAL MECHANICS—Smithy and Machine Shop Work.
GEOLOGY, PALEONTOLOGY, MINERALOGY—Text-book and practical investigations in Laboratory and Field.
BOTANY, PHYSIOLOGY, ZOÖLOGY—Structural and Systematic (Text-book and Laboratory).
COMPARATIVE ANATOMY—(Lectures).
A KNOWLEDGE OF INSECTS INJURIOUS TO VEGETATION—(Lectures and Specimens).
Civil History and Political Economy;
Textile Industries;
Landscape Gardening and Agricultural Geology;
Practical Geological Surveys, under State Geologist;
DRAWING—Geometrical, Machine, Architectural, and Free-hand.

Degrees given by this College:

Bachelor of Science (B. S.); Master of Mechanics (M. M.); Master of Agriculture (M. A.)

III.

A PROFESSIONAL SCHOOL OF THE HIGHER SCIENCES, EMBRACING CIVIL, MILITARY, TOPOGRAPHICAL, AND MINING ENGINEERING, AND ARCHITECTURE, TO BE DESIGNATED

THE POLYTECHNIC COLLEGE.

Competent to teach—

The English Language and Rhetoric;
The French and German Languages (optional with Students).
NATURAL HISTORY—Botany, Mineralogy, and Lithology; Descriptive and Technical Geology; Physical Geography.
CHEMISTRY—Inorganic and Technical; Qualitative and Blow-Pipe Analysis; Determinative Mineralogy.

Pure and Higher Mathematics, embracing Algebra, Geometry (plane and analytic); Trigonometry (plane and spherical); Differential and Integral Calculus.

MIXED MATHEMATICS—Applications of Differential and Integral Calculus to Mechanics, Astronomy, etc.

ASTRONOMY—Descriptive, Spherical, and Practical.

DESCRIPTIVE GEOMETRY—Elementary and General Orthographic Projections (Theory and Plates).

STEREOTOMY—Shades and Shadows; Linear Perspective; Bridge and Machine Drawing; Stone Cutting (Theory and Plates).

PHYSICS—Thermotics, Acoustics, Optics, Electricity, Magnetism, Thermodynamics, Electrodynamics.

GEODESY—Theoretical and Practical, embracing the Adjustment and use of Field Instruments; Chain, Compass, Trigonometrical, Topographical, Hydrographical, Town, Railroad, and Canal Surveying; Levelling; Staking Out for Construction, etc.

DRAWING—In ink and colors of Plain, Topographical, Contour, and Hydrographical Surveys; of Plans, Profiles, and Sections of Railroad Surveys; Free-hand Sketches of Tools and Components of Machines, Bridges, and other structures.

MECHANICS—Rational and Physical; Solids—Friction and Strength of Materials; Fluids—Practical Hydraulics and Pneumatics.

MACHINES—General Theory and Description; Theory of Prime Movers; Steam and other kind of Engines; Hydraulic and Wind Motors; Designs for and Reviews of Special Machines.

CONSTRUCTION—Equilibrium and Stability of Structures; Revetement Walls; Reservoirs; Roofs; Arches; Girder Bridges; Suspension Bridges; Designs for and Reviews of Special Structures.

ROAD ENGINEERING—Common Roads; Railroads; Canals; Tunnels.

Mining and Metallurgy.

MILITARY ENGINEERING—Fortification; Gunnery; Attack and Defense.

ARCHITECTURE—The Five Orders; Teachings in both Ancient and Modern Schools of Design; Public Edifices; City Mansions and Suburban Villas; Park and Lawn Ornamentation.

Law of Contracts.

Degrees conferred by this College:

Civil Engineer (C. E.); Military Engineer (Ml. E.); Topographical Engineer (T. E.) Mining Engineer (M. E.); Architect. C. E. carries with it both T. E. and M. E.

IV.

A COLLEGE OF MEDICINE.

COURSE OF STUDY.

MATERIA MEDICA—Pharmacy, Dispensatories.

CHEMISTRY—General and Medical.

NATURAL HISTORY—Botany, Mineralogy, Geology, etc.

Practice of Physics;

Anatomy, with Practical Dissections;

Comparative Anatomy;

Physiology, Pathology, Therapeutics;

Obstetrics;

Diseases of Women and Children;

Institutes of Medicine;

Medical Jurisprudence.

SURGERY—Surgical Pathology and Anatomy; Practical Surgery and Bandaging.

Lectures on Treatment of Lunatics, Feeble-minded Persons, the Blind, and Deaf and Dumb, by Medical Superintendents of the various State Institutions.

Hygiene and Quarantine.

Infectious and Contagious Diseases.

Degree conferred by this College:

Doctor of Medicine (M. D.)

V.

A COLLEGE OF LAW.

COURSE OF STUDY.

Real and Personal Property;
Contracts;
Torts;
Criminal Law and Procedure;
Civil Procedure at Common Law;
Evidence; Pleading;
Equity Jurisprudence;
Trusts, Mortgages, and other Titles in Equity;
Sales, Corporations, and Partnerships;
Bills of Exchange and Promissory Notes;
Agency and Carriers;
Mercantile Law and Insurance;
Constitutional, International, and Parliamentary Law;
Moot Court Practice.

Degree conferred by this College:

Bachelor of Law (LL. B.)

VI.

A COLLEGE OF COMMERCE AND GENERAL BUSINESS.

COURSE OF STUDY.

The English Language and Literature;
The French Language and Literature;
The German Language and Literature.
MATHEMATICS—Algebra and Geometry.
LOGIC—Mental and Moral Philosophy.
NATURAL SCIENCE—Botany and Geology.
Political Economy;
Book-keeping; Banking;
Commercial and International Law.

Degree conferred by this College:

Bachelor of Commerce (C. B.)

VII.

A COLLEGE OF PRACTICAL ARTS.

The Student to select any line he desires, and receive a *certificate* upon the completion of the selected course, in accordance with his deserts.

RHETORIC AND ORATORY—Embracing Stage, Parliamentary, and Forensic Eloquence, and General Histrionic Teachings.

MUSIC—Theoretical and Practical, Vocal and Instrumental.

DRAWING—Geometrical, Topographical, Hydrographical, Machine, Architectural, and Free-hand (in pencil, ink, and crayons).

PAINTING—Landscape and Portrait (in water and oil colors).

Sculpture in Marble, etc.;

Carving on Wood, Stone, and Metals.

A general review of the various useful arts, as practiced by the civilized world.

1.

A NORMAL INSTITUTE,

FOR THE PREPARATION OF FIRST-CLASS TEACHERS FOR THE STATE FREE COMMON SCHOOLS.

COURSE OF STUDY.

English Language and Literature;

Chirography; Geography;

Modern History;

Arithmetic; Elementary Algebra and Geometry;

Elementary Physics;

Rhetoric and Oratory;

A *certificate*, stating course taken, to be given to those who pass a stipulated grade.

A course for *Advanced Teachers* may be prescribed in future by University Senate.

2.

A PREPARATORY SCHOOL.

INSTRUCTION BY ASSISTANT PROFESSORS OF UNIVERSITY.

The Course of Study to be prescribed by each Faculty, for admission into its College; and a favorable examination certificate from this School shall allow Students to matriculate into the Freshman Class of the College selected.

A reasonable low standard of admission, combined with good character and a certain age, should be conditioned for admission into this School.

The salaries of Professors and Instructors, etc., of the required standard, commensurate with the dignity and grade of the proposed University, would amount in the aggregate to some $50,000 per annum, estimating that first-class talent can be procured at the rate of $2,000 per Collegiate year for the principal Professors; and Tutors, Instructors, and minor Professors at the rate of $600, $900, and $1,200, respectively.

This expense can, in some degree, be reduced, by using talent belonging to the Commonwealth, to-wit:

A State, possessing the mineral wealth of Kentucky, should always have a State Geologist, who, from time to time, as occasion required, should make geological explorations. This officer could easily give a Course of Lectures during the winter months to Students at the University, and also take those in his particular line on Geological Surveys and explorations.

The Medical Superintendents of the various State Institutions for the Blind, Deaf and Dumb, Feeble-minded and Insane, can, without difficulty, fill the Chairs in the College of Medicine of the University, pertaining to their respective Departments, and, consequently, necessitate no great absence from their posts.

The Military Officer, furnished as a Professor for the Agricultural and Mechanical College by the United States Government, could with little trouble, be secured of a grade and corps competent to teach Mathematics, the Military, and other sciences.

The building up of a University on the scale proposed is, of course, a problem of time, and requires but a comparatively small outlay in the beginning, because the several Colleges must, of necessity, start with Students matriculating into the minor classes, and consequently, the most expensive talent, with regard to Professors, need not be employed until the Students have been put forward to the grade requiring advanced teaching. As heretofore mentioned, the complete and successful carrying on of the University, when all of its Departments shall have become full, does not necessitate the employment of a first-class Professor for a particular Department, in each and every one of the Colleges which have that course of study in its line of teaching; for one principal Professor, with a sufficient number of assistants, will serve to diffuse knowledge in said line to all whose selected course may require it. This is well accomplished through means of the free interchange of Students and Professors among the several Colleges of the University. Therefore, the proposed University may be started around the Agricultural and Mechanical College, and a Preparatory Department, as the GERM, which, by proper management and support, will soon burst into and become an institution of great worth to the Commonwealth. Of course the $9,900 yearly revenue derived from the endowment of the Agricultural and Mechanical College, cannot be the means of accomplishing all the above; but it as the *nucleus*, to be strengthened from time to time, as the growing necessities of the Institution may require, by appropriations from the State, or from the United States (being a part of Kentucky's additional share of moneys derived from the sale of public lands), will serve to establish in a short term of years THE University of the Middle and Southern States.

The cost and equipment of College buildings can be made very expensive; but my idea of such edifices is, that substantial comfort and suitability of purpose should govern, rather than a lavish expenditure for show. The University must be built up and exist as a *success*, for and in consequence of its real educational worth, and because of the character and attainments of its *Alumni*, rather than by the fine architectural proportions of its buildings.

I would, therefore, recommend large and commodious buildings, planned so as to be specially adapted for the purposes for which they are designed, and to be erected with lasting materials in a plain and substantial manner. Suitable architectural display should be respected, but unnecessary expense should not be incurred. A design adequate for the ultimate requirements of the University ought to be selected, but only such portion of the buildings should be erected at the start as will be then needed. Twenty thousand dollars will, I think, supply suitable buildings at the beginning; five to ten thousand dollars will procure, in almost any locality in the State, a sufficiency of land for building site and experimental farm; and five or six thousand dollars will purchase all the apparatus, etc., that will be necessary with which to start. Aggregating in localities, where land and buildings can be had at reasonable figures, something like $30,000, and probably not more than $40,000, in the most expensive sections of the State.

Complete Laboratories, Museums, Cabinets, etc., as previously referred to, can only be perfected in time, and will surely come as the necessary outgrowth of the ultimate success of the University; and, as a general rule, cost but little in direct outlay, for they are almost wholly supplied by the practical researches of the Professors and Students, and by donations from members of the Alumni and from various other sources.

A tillable farm, not exceeding one hundred acres, will be required for Agricultural and Horticultural Department.

The practical Mechanical Department cannot be properly supplied with machinery, except at great expense; therefore, in locating the Institution, the nearness of Railroad Machine Shops, of Founderies, of Planing Mills, of Textile Manufactories, and of General Mechanical Workshops should be kept in view, that arrangements may be made for Students of that line to see and thoroughly understand the practical workings of their proposed trades or professions.

The Preparatory Department, and Normal School for the education of Free Common School Teachers, can easily be started with the corps of Professors and Instructors supplied for the Agricultural and Mechanical College, and without additional cost to the State.

Kentucky is centrally located, is both an agricultural and mineral State, possesses a healthy and agreeable climate, has fine water, and an abundance of the good things of the earth. There is something in the climate, or limestone water, or both, which produces animal perfection, as attested by the physical development of her men and women, horses and cattle, and every kind of living creature. The character of her people is open, free-hearted, hospitable, chivalrous, and every way popular with the South, and a portion of the West.

I believe these characteristics will cause a first-class institution of learning located within her border, and controlled by her officers, to be sought after by the fathers of the sections referred to, for the proper education and cultivation of their sons.

Respectfully submitted,

JOHN C. UNDERWOOD,

Lt. Gov. and Ch'n A. and M. C. Commission.

Which was received and referred to the Committee on Education.

Mr. Halbert moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms of the Senate be, and he is hereby, directed to furnish each member and officer of the Senate two daily papers during the session, and place them on their respective tables.

Which was read and adopted.

Leave of absence, indefinitely, was granted Messrs. Shackleford, Carpenter, and White.

Mr. Gathright read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee of two from the Senate and three from the House of Representatives be appointed by their respective Speakers, who shall take into consideration a revision of the revenue laws of this Commonwealth, and report by bill or otherwise.

Which, under the rule, lies over one day.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Berry—

1. A bill to provide for altering, amending, or changing the present Constitution of the Commonwealth.

On motion of Mr. Murray—

2. A bill for the benefit of James S. Wortham, of Grayson county.

On motion of Mr. Clarke—

3. A bill to amend an act, entitled "An act to empower the county court of Pendleton county to make subscriptions to the capital stock of turnpike roads in said county."

On motion of same—

4. A bill to incorporate the Augusta and Foster Turnpike Road Company, in Bracken county.

On motion of Mr. Hays—

5. A bill to amend article 5, section 11, chapter 62, entitled "Juries, Grand and Petit," of the General Statutes.

On motion of same—

6. A bill to amend article 16, section 1, chapter 41, General Statutes, entitled "Fees."

On motion of same—

7. A bill to amend section 4, article 2, chapter 92, of the General Statutes, entitled "Revenue and Taxation."

On motion of same—

8. A bill to repeal an act to amend article 29, section 5, chapter 25, of the General Statutes, entitled "Crimes and Punishments."

On motion of same—

9. A bill to amend the bastardy laws of this Commonwealth.

On motion of Mr. Hill—

10. A bill to provide for the building of a branch Penitentiary, and for the future management and control of the same.

On motion of Mr. Reeves—

11. A bill to regulate the appellate jurisdiction of the McCracken circuit court over judgments and final orders of the Paducah circuit court, amendatory of the charter of the city of Paducah.

On motion of Mr. Bertram—

12. A bill authorizing the county of Wayne to re-fund the court-house debt of said county at a lower rate of interest.

On motion of Mr. Carpenter—

13. A bill to amend title 4, section 54, Criminal Code of Practice.

On motion of Mr. Megibben—

14. A bill to incorporate the Short-horn Record Association.

On motion of Mr. Halbert—

15. A bill to empower the board of trustees of the town of Greenup to borrow money to pay for the repairs and extension of the grade at the public landing of said town.

Ordered, That the 1st be printed, and remain in the possession of the Senate; that the Committee on Courts of Justice prepare and bring in the 2d, 8th, 9th, and 12th; the Committee on Internal Improvement the 3d and 4th; the Committee on Finance the 5th, 6th, and 7th; the Committee on Penitentiary the 10th; the Committee on the Judiciary the 11th and 15th; the Committee on General Statutes the 13th, and the Committee on Agriculture and Manufactures the 14th.

On motion, the Senate adjourned.

SATURDAY, JANUARY 3, 1880.

Mr. Blackburn moved to reconsider the vote by which the Senate had adopted the resolution proposed by Mr. Halbert on yesterday, directing the Sergeant-at-Arms of the Senate to furnish the Senators and officers with two daily papers each.

Which motion was simply entered.

Mr. Murray read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That this General Assembly proceed to elect a State Librarian on Monday, the 12th inst., at 12 o'clock.

Which, under the rule, lies over one day.

Mr. Gathright moved the following resolution, viz:

Resolved, That the Librarian be requested to repair and arrange the Senate Chamber after the plan furnished her by the Speaker of the Senate.

Which was read and adopted.

Mr. McElrath read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Printer be, and is hereby directed, to furnish daily, during the present session, for the use of the members of the General Assembly, two hundred copies of the printed sheets of the House and Senate Journals.

Which, under the rule, lies over one day.

Mr. McElrath read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee of three from the Senate and five from the House be appointed, to inquire into the propriety of abolishing all the criminal, chancery, and common pleas courts of this Commonwealth outside of Jefferson, Kenton, and Campbell counties, and the common pleas court of the Lexington district, and redistricting the State into such number of circuit court districts as may be necessary to transact the criminal and civil business of the State, and report by bill or otherwise, as it may deem proper.

Which, under the rule, lies over one day.

Mr. Reeves moved the following resolution, viz:

Resolved, That the Sergeant-at Arms be, and is hereby, directed to employ only two Pages to attend the Senate during the session of

this General Assembly, and that the per diem of said Pages be fixed at $1 50 each.

Mr. Foote moved to amend said resolution by striking out the word two, where it occurs therein, and inserting the word four in lieu thereof.

Mr. P. P. Johnston moved to amend said resolution by striking out $1 50, and inserting in lieu thereof $3.

Mr. Carpenter moved to amend said resolution by striking out $1 50, and inserting in lieu thereof $2 50.

Mr. Blackburn moved to amend said resolution by providing that the Speaker appoint one Page in addition to the two appointed by the Sergeant-at-Arms.

Mr. Halbert moved to postpone the further consideration of said resolution until Tuesday next.

And the question being taken thereon, it was decided in the affirmative.

A message was received from the House of Representatives, announcing that they had adopted a resolution of the following title, viz:

Resolution to redistrict the judicial districts of the State.

Ordered, That said resolution be referred to the Committee on Courts of Justice.

A message in writing was received from the Governor, by Hon. T. A. Harris, Assistant Secretary of State.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 1, 1880.

Gentlemen of the Senate:

I hereby nominate the following named persons for appointment as notaries public within the limits designated, and request your advice and consent thereto:

W. M. Connolly, Pike county.
T. J. Quisenberry, Clark county.
J. W. Poynter, Clark county.
D. P. Curry, Jefferson county.
Wm. Shaver, Muhlenburg county.
M. C. Hay, Muhlenburg county.
J. D. Gregory, Breckinridge county.
R. C. Hazelip, Warren county.
J. P. Barclay, Warren county.
G. R. Gorin, Warren county.
A. A. Poynter, Hart county.
J. B Mustain, Hart county.
James A. Dawson, Hart county.

S. H. McFerran, Hart county.
Geo. S. Green, Hart county.
James L. Garvin, Hart county.
E. J. Tyler, Henry county.
George W. Darnell, Fayette county.
R. A. E. Leslie, Fayette county.
J. E. Bohannan, Pendleton county.
U. V. Williams, Franklin county.
John J McRoberts, Lincoln county.
John Marshall, Jefferson county.
John Barret, Jefferson county.
Chas. E. Kincaid, Anderson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message in writing was received from the Governor, by Hon. T. A. Harris, Assistant Secretary of State.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 1, 1880.

Gentlemen of the Senate:

I nominate Samuel B. Churchill to the office of Secretary of State, and request your advice and consent to the same.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nomination.

On motion of Mr. Hill, leave of absence, indefinitely, was granted to Mr. Berry.

The Senate took up for consideration the motion heretofore made by Mr. Blackburn, to reconsider the vote by which they had adopted the resolution proposed by Mr. Halbert on yesterday in relation to furnishing the members with two daily papers each.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hill and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	W. O. Mize,
Alex. E. Adams,	John T. Gathright,	Clifton J. Pratt,
James Blackburn,	Henry George,	G. W. Reeves,
J. H. Bruce,	Clinton Griffith,	Ishmael H. Smith,
M. T. Carpenter,	Samuel E. Hill,	J. H. Wilkinson,
Geo. T. Edwards,	Thomas Johnson,	A. H. Willingham—20.
Charles D. Foote,	P. P. Johnston,	

s.–5

Those who voted in the negative, were—

Joseph Bertram,	R. G. Hays,	David R. Murray,
C. W. Gilmore,	C. N. Lewis,	John W. Rowlett,
George T. Halbert,	T. J. McElrath,	H. H. Skiles—9.

Mr. Blackburn then moved to lay said resolution on the table.

Which motion was adopted.

A message was received from the House of Representatives, announcing that they had adopted a joint resolution, entitled

Resolution raising a joint committee on the Penitentiary.

On motion, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a special committee consisting of three Senators, appointed by the Speaker of the Senate, and five Representatives, appointed by the Speaker of the House, be, and is hereby, created, and said joint committee are directed—

1st. To ascertain and report the advantages and disadvantages attending an enlargement of the walls and buildings of the Penitentiary situated at Frankfort.

2d. The extent of the enlargement that would be necessary to accommodate and provide for, in a humane manner, the State convicts.

3d. The cost of such enlargement, including cost of all additional buildings that may be necessary for the purpose aforesaid.

4th. The cost of erecting a branch or branches at some other point or points than Frankfort, suitable as a Penitentiary and House of Correction.

5th. The relative advantages and disadvantages of the enlargement and the branch.

6th. The extent to which convict labor can be utilized in making said improvements.

7th. To what extent, and at what probable cost, the convicts can be used on public works. The relative advantages and disadvantages of the leasing and Warden systems.

And said committee, in making the investigations required by this resolution, are authorized to send for and employ competent persons to aid it in making the necessary estimates, and is authorized to take all such steps as may be required for a full discharge of the duty herein imposed; and said committee is directed to report as soon as practicable, and may report at any time.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

Mr. P. P. Johnston read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the State shall pay for no newspapers furnished to any member of this General Assembly.

Which, under the rule, lies over one day.

The Senate took up for consideration the resolution proposed by Mr. Hays on yesterday, entitled

Resolution raising a joint committee to examine into the affairs of the clerks' offices of Jefferson and other counties.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The Senate took up for consideration the resolution proposed by Mr. Gathright on yesterday, entitled

Resolution raising a joint committee in relation to a revision of the revenue laws.

And the question being taken on the adoption of said resolution, it was decided in the negative.

So said resolution was rejected.

Mr. Blackburn moved the following resolution, viz:

Resolved, That the Speaker appoint a committee of five persons from the Senate, whose duty it shall be to inquire into the management and discipline of the Penitentiary, and the treatment and care of the convicts. That said committee be empowered to send for and examine persons and papers, and to report to this Senate as soon as practicable.

Which was read and adopted.

The Speaker announced the following as the Standing Committees for the present session, viz:

On Agriculture and Manufactures—Jno. W. Rowlett, Chairman, Messrs. W. H. Frederick, T. J. Megibben, C. N. Lewis, and A. H. Willingham.

On Appropriations—Cromwell Adair, Chairman, Messrs. James Blackburn, Thos. Johnson, John W. Rowlett, and C. W. Gilmore.

On Banks and Insurance—Clint. Griffith, Chairman, Messrs. J. H. Bruce, James Shackleford, Attila Cox, H. H. Skiles, and A. B. Montgomery.

On Charitable Institutions—James Blackburn, Chairman, Messrs. R. I. McQuiddy, J. H. Bruce, John T. Gathright, A. R. Clarke, P. P. Johnston, and C. J. Pratt.

On Claims—C. D. Foote, Chairman, Messrs. W. O. Mize, Henry George, W. H. Frederick, and A. E. Adams.

On Codes of Practice—P. P. Johnston, Chairman, Messrs. C. D. Foote, S. E. Hill, T. J. McElrath, and J. H. Wilkinson.

On Courts of Justice—D. R. Murray, Chairman, Messrs. M. T. Carpenter, A. R. Clarke, G. W. Reeves, H. H. Skiles, and A. B. Montgomery.

On Education—S. E. Hill, Chairman, Messrs. A. S. Berry, Jos. Bertram, James Shackleford, G. T. Halbert, R. J. White, and C. J. Pratt.

On Enrollments—T. J. Megibben, Chairman, Messrs. D. R. Murray, and C. J. Pratt.

On Executive Affairs—Joseph Bertram, Chairman, Messrs. S. E. Hill, M. T. Carpenter, G. T. Halbert, and T. J. Megibben.

On Federal Relations—Thos. Johnson, Chairman, Messrs. Joseph Bertram, Geo. T. Edwards, Ishmael H. Smith, and A. E. Adams.

On Finance—R. G. Hays, Chairman, Messrs. Henry George, R. I. McQuiddy, J. W. Rowlett, and Cromwell Adair.

On General Statutes— M. T. Carpenter, Chairman, Messrs. S. E. Hill, George T. Edwards, A. R. Clarke, Cromwell Adair, A. S. Berry, and Joseph Bertram.

On Immigration and Labor—R. J. White, Chairman, Messrs. W. H. Frederick, D. R. Murray, A. H. Willingham, and Ishmael H. Smith.

On Internal Improvement—John T. Gathright, Chairman, Messrs. Attila Cox, W. O. Mize, John W. Rowlett, A. S. Berry, G. W. Reeves, and T. J. McElrath.

On Judiciary—A. B. Montgomery, Chairman, Messrs. George T. Edwards, G. T. Halbert, T. J. McElrath, C. J. Pratt, G. W. Reeves, and H. H. Skiles.

On Library and Public Offices and Buildings—R. I. McQuiddy, Chairman, Messrs. James Blackburn, W. O. Mize, J. H. Wilkinson, and C. W. Gilmore.

On Military Affairs—A. R. Clarke, Chairman, Messrs. Thos. Johnson, P. P. Johnston, John T. Gathright, and J. H. Wilkinson.

On Penitentiary and House of Reform—A. S. Berry, Chairman, Messrs. Henry George, R. I. McQuiddy, R. J. White, D. R. Murray, and R. G. Hays.

On Printing—T. J. McElrath, Chairman, Messrs. P. P. Johnston, J. H. Wilkinson, W. O. Mize, and G. W. Reeves.

On Privileges and Elections—D. G. Mitchell, Chairman, Messrs. C. D. Foote, Clint. Griffith, John T. Gathright, and A. E. Adams.

On Propositions and Grievances—James Shackleford, Chairman, Messrs. W. O. Mize, Henry George, James Blackburn, and C. W. Gilmore.

On Public Expenditures—J. H. Wilkinson, Chairman, Messrs. H. H. Skiles, A. H. Willingham, R. G. Hays, and Clint. Griffith.

On Railroads—J. H. Bruce, Chairman, Messrs. T. J. Megibben, Attila Cox, James Shackleford, Clint. Griffith, R. G. Hays, and M. T. Carpenter.

On Religion and Morals—George T. Halbert, Chairman, Messrs. Geo. T. Edwards, W. H. Frederick, C. N. Lewis, and Ishmael H. Smith.

On Rules—The Speaker, Chairman, Messrs. C. D. Foote, A. B. Montgomery, J. H. Bruce, and J. H. Wilkinson.

On Sinking Fund—Attila Cox, Chairman, Messrs. C. N. Lewis, M. T. Carpenter, Cromwell Adair, and D. G. Mitchell.

Mr. Griffith moved the following resolution, viz:

Resolved, That the Public Printer be directed to print 150 copies of the Standing Committees of the Senate for the use of members and officers thereof.

Which was read and adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Reeves—

1. A bill to increase the civil jurisdiction of justices of the peace in this Commonwealth.

On motion of same—

2. A bill to fix the salaries of the judges of the several courts of this Commonwealth.

On motion of same—

3. A bill to reduce and fix the fees of clerks of the several courts of this Commonwealth.

On motion of same—

4. A bill to amend chapter 18, General Statutes, title "Common Schools."

On motion of same—

5. A bill for the benefit of W. T. Grundy, of Ballard county.

On motion of same—

6. A bill to amend section 1, article 29, chapter 29, of the General Statutes.

On motion of Mr. Gathright—

7. A bill to encourage manufacturing in this Commonwealth.

On motion of some—

8. A bill to regulate the fees and salaries of certain public officers.

On motion of same—

9. A bill to amend section 667, subsection 1, of the Civil Code of Practice.

On motion of Mr. Frederick—

10. A bill relating to back taxes.

On motion of Mr. Blackburn—

11. A bill to amend chapter 85, General Statutes.

On motion of Mr. Pratt—

12. A bill to amend an act, entitled "An act to amend chapter 94 of the General Statutes," approved April 10th, 1878.

On motion of Mr. Bertram—

13. A bill for the benefit of J. D. Shearer, Common School Commissioner of Wayne county.

On motion of Mr. Wilkinson—

14. A bill requiring county attorneys to assist the Commonwealth's Attorneys in the circuit and criminal courts.

On motion of Mr. P. P. Johnston—

15. A bill to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands and the erecting of buildings for the use of the Agricultural and Mechanical College of Kentucky.

On motion of same—

16. A bill to authorize the Fayette county court to issue the bonds of said county, and to provide for the payment of the coupons on the outstanding bonds, and the redemption and cancelment of said bonds, and also for the payment of the coupons and the redemption of the bonds to be issued under this act.

On motion of Mr. Mize—

17. A bill for the benefit of R. M. Pieratt, ex-sheriff of Morgan county.

On motion of Mr. Carpenter—

18. A bill regulating the fees of officers holding examining courts in this Commonwealth.

On motion of same—

19. A bill to amend chapter 41, article 26, General Statutes.

On motion of Mr. Bruce—

20. A bill for the benefit of Nelson Mays, of Garrard county.

On motion of same—

21. A bill for the benefit of R. D. Lusk, of Garrard county.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st, 2d, 3d, 10th, and 14th; the Committee on General Statutes the 4th, 6th, 11th, 12th, 18th, and 19th; the Committee on Claims the 5th, 17th, 20th, and 21st; the Committee on Agriculture and Manufactures the 7th; the Committee on the Judiciary the 8th; the Committee on Codes of Practice the 9th, 15th, and 16th, and the Committee on Education the 13th.

And then the Senate adjourned.

MONDAY, JANUARY 5, 1880.

The following petition was presented, viz :

By Mr. Pratt—

The petition of the court of claims of Hopkins county, asking the passage of a law extending the provisions of an act approved April 10th, 1878, entitled "An act to amend chapter 94 of the General Statutes," to Hopkins county.

Which was received, the reading dispensed with, and referred to the Committee on General Statutes.

Mr. Murray moved the following resolution, viz :

Resolved, That it shall be the duty of the Door-keeper of the Senate to exclude from within the bar of the Senate Chamber all persons except Senators, ex-Senators, members of the House of Representatives, the Governor and Lieutenant Governor. Judges of the Court of Appeals, the officials of the various departments of the State government, the officers of the Senate and House of Representatives, and newspaper reporters, and any person having the permission of the Speaker to enter therein.

Mr. Blackburn moved to amend said resolution by adding thereto the words, "provided, that any lady may occupy the seat of Senators Mitchell, Skiles, Hays, Montgomery, or P. P. Johnston, at pleasure."

Mr. Carpenter moved to amend said resolution by adding thereto the words, "and such other persons as may be invited by members of the Senate."

Mr. Griffith moved to amend said resolution by adding thereto the words, "and ex-members of the House of Representatives."

Mr. Halbert moved to lay said resolution and proposed amendments on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Adams moved the following resolution, viz :

Resolved, That the Speaker appoint a Standing Committee on Retrenchment and Reform.

Mr. P. P. Johnston moved to amend said resolution by adding the words, "and that said committee shall be composed of the entire Senate, with the Speaker as Chairman."

And the question being taken thereon, it was decided in the negative.

Mr. Murray moved to amend said resolution by inserting after the word committee, "to consist of five Senators."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the affirmative.

Mr. Murray, from the Committee on Enrollments, announced that Mr. Megibben, the Chairman of said committee, had appointed Mr. S. A. Thomas to act as Clerk of said committee during the present session.

Whereupon, he took the oath prescribed by the Constitution and laws of the State.

Mr. Rowlett read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Adjutant General be, and he is hereby, directed to cause to be hoisted on the dome of the Capitol the national flag each day during the session of the present Legislature, and for which there shall be made an allowance of $15 for adding twenty feet in height to the present flag-staff.

The rule of the Senate requiring joint resolutions to lie one day on the table being dispensed with,

The question was then taken on the adoption of said resolution, and it was decided in the negative.

So said resolution was rejected.

Mr. Adams moved the following resolution, viz:

WHEREAS, Specie resumption has been reached, and all business is done on a gold basis, and labor is as cheap now as before the late civil war; and the purchasing power of money is greater now than in 1860; and that hard times have driven the people of this Commonwealth to practice the most rigid economy; therefore,

Resolved, That in the opinion of this body it is not expedient to raise the per cent. rate of taxation, but in order that the present rate may meet the current expenses of the State Government, that the salaries of officers, per diem of members of the Legislature, and the cost of common pleas, circuit, criminal, and chancery courts, and Judges of the Court of Appeals be reduced, and useless extravagance, of whatever character, be reformed and corrected.

Which was read and referred to the Committee on Finance.

Mr. P. P. Johnston moved the following resolution, viz:

Resolved, That the Librarian be, and is hereby, instructed to provide for the use of the Chairmen of the law committees of the Senate copies of the last edition of the General Statutes, and of the

Codes of Practice (Bullitt and Feland), one copy of each to each Chairman.

Which was read and adopted.

Mr. Rowlett read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Adjutant General be, and he is hereby, directed to cause to be fired a national salute at 12 o'clock, noon, on the 8th of January, 1880, and also on the 22d of February, 1880, in commemoration of the battle of New Orleans and the birthday of Washington; and that the Auditor be directed to draw his warrant on the Treasurer for the cost of the same.

Which, under the rule, lies over one day.

Mr. Carpenter read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That Dennis Griffin, the carpenter for the Capitol buildings, be, and he is hereby, directed to add twenty feet to the length of the flag-pole on the Capitol building, and that he hoist the flag daily during the session of the General Assembly; and for all services connected with said work, and raising, lowering, and caring for said flag, he shall be allowed fifty cents per day during each day the General Assembly is in session.

Mr. Murray moved the following amendment as a substitute therefor, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Adjutant General be directed to lengthen the flag-staff on the dome of the Capitol twenty feet additional, and cause the national flag to be hoisted over the Capitol during the day-time during the session of the Legislature; provided the whole cost thereof shall not exceed twenty dollars.

Which was adopted.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The Senate took up for consideration the joint resolution heretofore introduced by Mr. Murray, entitled

Joint resolution fixing the time to proceed to the election of State Librarian.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That this General Assembly proceed to elect a State Librarian on Monday, the 12th inst., at 12 o'clock, M.

Mr. Carpenter moved to amend said resolution by striking out Monday, January 12th, and inserting in lieu thereof Tuesday, January the 13th.

Mr. Mitchell moved to amend the amendment proposed by Mr. Carpenter by striking out 13th, where it occurs therein, and inserting in lieu thereof 15th.

And the question being taken on Mr. Mitchell's proposed amendment to the amendment proposed by Mr. Carpenter, it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Carpenter, and it was decided in the negative.

Mr. Halbert moved the following amendment as a substitute for said resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That this General Assembly proceed to elect a State Librarian on Wednesday, January 14th, 1880, at the hour of 11 o'clock, A. M.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. Reeves moved the following amendment as a substitute for said resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the two Houses of the General Assembly of Kentucky, in joint session, will, on Friday, January 9th, 1880, at 11 o'clock, A. M., proceed to the election of State Librarian.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The Senate took up for consideration the joint resolution heretofore offered by Mr. McElrath, entitled

Resolution directing the Public Printer to furnish printed sheets of the Journals of the two Houses during the present session.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Printer be, and is hereby directed, to furnish daily, during the present session, for the use of the members of the General Assembly, two hundred copies of the printed sheets of the House and Senate Journals.

Mr. P. P. Johnston moved the following amendment as a substitute for said resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Printer be directed to furnish to the Librarian, for the

free use of the Legislature, fifty copies of the printed sheets of the Senate Journal, and fifty copies of the printed sheets of the House Journal, daily, during the present session.

And the question being taken on the adoption of said amendment it was decided in the affirmative.

The question was then taken upon the adoption of said resolution, as amended, and it was decided in the affirmative.

Mr. Berry, by general consent, reported a bill, entitled

A bill to provide for altering, amending, or changing the present Constitution of this Commonwealth.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed, and referred to the Committee on General Statutes.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary to the Governor.

Said message was taken up and read as follows, viz :

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 5, 1880.

Gentlemen of the Senate :

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto :

Fielding Reid, Metcalfe county.
L. M. Longshaw, Hardin county.
Phil. L. Harrison, Jefferson county.
P. A. Blackwell, Henderson county.
Charles T. Starling, Henderson county.
Avery S. Winston, Fayette county.
William Reinecke, Jefferson county.
William R. Johnson, Jefferson county.
J. E. Rankin, Henderson county.
David A. Morton, Hopkins county.
R. H. Shanklin, McCracken county.
John P. Haswell, Breckinridge county.

LUKE P. BLACKBURN, *Governor*.

Resolved, That the Senate advise and consent to said nominations.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary to the Governor.

Said message was taken up and read as follows, viz :

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 5, 1880.

Gentlemen of the Senate:

I have the honor to nominate Chas. E. Bowman for appointment to the office of Commissioner of Agriculture, Horticulture, and Statistics.

And J. N. McCormick, M. D., for appointment as a member of the State Board of Health, and ask your advice and consent thereto.

Respectfully,

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

On motion of Mr. Reeves, Mr. Gathright was added to the Committee on Finance.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Mitchell—

1. A bill for the benefit of C. Barber.

On motion of Mr. George—

2. A bill to amend section 83, chapter 1, Criminal Code.

On motion of same—

3. A bill to amend section 6 of article 35 of chapter 29, General Statutes.

On motion of same—

4. A bill to amend subsection 1 of section 5 of chapter 1 of title 5 of the Criminal Code.

On motion of Mr. Carpenter—

5. A bill to prevent unlawful charges for the transportation of freight by railroad companies.

On motion of Mr. Bruce—

6. A bill for the benefit of the Deaf and Dumb Asylum at Danville.

On motion of Mr. Hill—

7. A bill to permit females to practice law in this Commonwealth.

On motion of Mr. Smith—

8. A bill in relation to the city laws of Glasgow.

On motion of same—

9. A bill for the benefit of Wm. T. Payne, of Barren county.

On motion of same—

10. A bill for the benefit of Freedom Church, in Barren county.

On motion of same—

11. A bill to repeal the law by which the criminal court was established in the sixth judicial district and Hardin county.

On motion of Mr. Hill—

12. A bill for the benefit of Dr. John E. Pendleton, of Ohio county.

On motion of Mr. Foote—

13. A bill to appoint the commissioners for the county of Kenton, and define their duties.

On motion of Mr. Adams—

14. A bill to amend chapter 95, General Statutes, title "Salaries."

On motion of Mr. Hays—

15. A bill, entitled "An act to enable J. G. Berry and wife to redeem certain real estate purchased by the State for taxes."

On motion of same—

16. A bill to reduce the tax on playing cards from twenty-five cents on each pack to five cents.

On motion of Mr. Bertram—

17. A bill for the benefit of I. N. Shepherd, clerk of Wayne circuit court, allowing further time to collect fee bills.

On motion of Mr. Berry—

18. A bill, entitled "An act to amend section 6, article 13, chapter 38, of the General Statutes."

Ordered, That the Committee on Education prepare and bring in the 1st; the Committee on Codes of Practice the 2d and 4th; the Committee on General Statutes the 3d, 5th, 7th, 13th, 15th, and 18th, the Committee on Charitable Institutions the 6th; the Committee on Claims the 8th; the Committee on Courts of Justice the 9th, 12th, and 17th; the Committee on Privileges and Elections the 10th; the Committee on Religion and Morals the 11th; the Committee on Retrenchment and Reform the 14th, and the Committee on Finance the 16th.

And then the Senate adjourned.

TUESDAY, JANUARY 6, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, which originated in the Senate, entitled

Resolution raising a joint committee to examine into the affairs of the clerks' offices of Jefferson and other counties.

Mr. Cox, Senator elect from the Twenty-third District, appeared, presented the certificate of his election, and took the oaths required by the Constitution and laws of the State.

The following petitions were presented, viz:

By Mr. Rowlett—

1. The petition of sundry citizens of Three Springs, Hart county, Kentucky, praying the General Assembly to pass an act prohibiting the making or selling of spirituous, vinous, or malt liquors in the corporate limits, or within one mile of said town.

By Mr. Edwards—

2. The petition of Adairsville Lodge, No. 92, Independent Order of Odd Fellows, praying the General Assembly to amend the act incorporating Adairsville Lodge, No. 92, Independent Order of Odd Fellows, so as to make it applicable to said lodge at Red River Falls, Logan county, Kentucky, to which point said lodge has removed by permission of the Grand Lodge of Kentucky.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Religion and Morals, and the 2d to the Committee on Charitable Institutions.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary to the Governor.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 6, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons:

Charlton H. Morgan, to be Steward Eastern Kentucky Lunatic Asylum.

George W. Darnall, to be Commissioner Eastern Kentucky Lunatic Asylum.

Robert S. Bullock, to be Commissioner Eastern Kentucky Lunatic Asylum.

Charles Bremaker, to be Commissioner Central Kentucky Lunatic Asylum.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary to the Governor.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 6, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

S. D. Poor, Grant county.
J. S. Beeler, Jefferson county.
Edwin W. Hays, Jefferson county.
C. C. Magann, Carter county.
John L. Dunlap, Jefferson county.
Jacob S. Bratton, Cumberland county.
Mace Lieber, Jefferson county.
J. J. Thornberry, Jefferson county.
Morris S. Greenbaum, Jefferson county.
T. H. Hanks, Anderson county.
Jeremiah Davidson, Greenup county.
James D. McSarley, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr Carpenter, from the Committee on General Statutes—

1. A bill to prevent unlawful charges for the transportation of freight by railroad companies.

By Mr. Bertram, from same committee—

2. A bill to enable J. T. Berry and wife to redeem certain real estate purchased by the State for taxes.

By Mr. Edwards, from same committee—

3. A bill to amend an act, entitled "An act to amend chapter 94 of the General Statutes."

By Mr. Berry, from same committee—

4. A bill to amend section 6, article 13, chapter 38, General Statutes.

By Mr. Edwards, from the Committee on the Judiciary—

5. A bill to regulate the appellate jurisdiction of the McCracken

circuit court over the judgments and final orders of the Paducah city court, being amendatory of the charter of the city of Paducah.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the first was ordered to be printed and committed to the Committee on Railroads; the 4th was recommitted to the Committee on General Statutes, and the 2d, 3d, and 5th were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Adair, from the Committee on General Statutes, reported a bill, entitled

A bill to amend chapter 41, article 16, General Statutes.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Montgomery moved to recommit said bill to the Committee on General Statutes.

And the question being taken thereon, it was decided in the affirmative.

Mr. Hill, from the Committee on General Statutes, reported a bill, entitled

A bill to permit females to practice law in Kentucky.

Which was read the first time.

And the question being taken on ordering said bill to be read a second time, it was decided in the negative.

So said bill was rejected.

Mr. Carpenter moved to reconsider the vote by which said bill was rejected.

Mr. Mitchell moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The Senate took up for consideration the resolution heretofore proposed by Mr. McElrath, entitled

Resolution in relation to abolishing certain criminal and common pleas courts, and redistricting the State into circuit court districts.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The Senate took up for consideration the resolution heretofore proposed by Mr. Rowlett, entitled

Resolution directing the firing of a national salute on the 8th of January and 22d of February.

Mr. Mitchell moved to amend said resolution by striking out 22d of February, and inserting the 23d of February in lieu thereof.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

Mr. Rowlett read and laid on the table the following joint resolution, viz:

WHEREAS, The further improvement of Green river, by means of locks and dams, to the town of Greensburg, in Green county, Kentucky, would be of incalculable advantage to the people along the line of said river in furnishing cheap transportation, and to the State at large in developing the immense agricultural and mineral resources of said region; and whereas, a survey of said river has been made by direction and at the expense of the General Government, and sites for locks and dams selected thereon; and whereas, a bill is now pending before the Congress of the United States appropriating the sum of $10,000 for the further improvement of Green river by means of locks and dams; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators in Congress be instructed, and our Representatives be requested, to vote for said bill, and to use all means in their power to secure said appropriation for said purpose.

Which, under the rule, lies over one day.

Mr. Berry moved the following resolution, viz:

Resolved, That each Senator be authorized to subscribe for three newspapers, to be paid for out of the State Treasury, and the Sergeant-at-Arms furnish the same.

Mr. Blackburn moved to amend said resolution by striking out the words "three newspapers," where they occur therein, and inserting in lieu thereof the words "the Yeoman."

Mr. Rowlett moved to amend said resolution by striking out the word three, where it occurs therein, and inserting in lieu thereof the word one.

Mr. Hill moved to lay said resolution and proposed amendments on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	David R. Murray,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
James Blackburn,	Sam. E. Hill,	G. W. Reeves,
J. H. Bruce,	Thos. J. Megibben,	H. H. Skiles,
M. T. Carpenter,	W. O. Mize,	J. H. Wilkinson,
W. H. Frederick,	A. B. Montgomery,	A. H. Willingham—19.
John T. Gathright,		

Those who voted in the negative, were—

Alex. E. Adams,	Clint. Griffith,	R. I. McQuiddy,
Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
Attila Cox,	Thomas Johnson,	John W. Rowlett,
Geo. T. Edwards,	P. P. Johnston,	Ishmael H. Smith,
Charles D. Foote,	C. N. Lewis,	Richard J. White—17.
C. W. Gilmore,	T. J. McElrath,	

Mr. P. P. Johnston moved the following resolution, viz:

Resolved, That the Judiciary Committee be instructed to investigate and report to the Senate the legal effect of the acceptance by the State of the Federal appropriation for the improvement of the Kentucky river; whether it will be necessary to yield to the United States jurisdiction concurrent with, or exclusive of, the State.

Which was referred to the Committee on the Judiciary.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Skiles—

1. A bill further prescribing the duties of county attorneys.

On motion of Mr. Pratt—

2. A bill entitled "An act to amend article 4, chapter 41, title 'Fees,' of the General Statutes."

On motion of Mr. Mitchell—

3. A bill to amend an act, entitled "An act for the benefit of Taylor county," empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same.

On motion of Mr. Adams—

4. A bill to repeal an act, entitled "An act to establish the sixteenth criminal district in this Commonwealth."

On motion of Mr. P. P. Johnston—

5. A bill defining and regulating through and way freights on rail-

roads operated in this Commonwealth, and to fix a penalty for violating the same.

On motion of same—

6. A bill to provide for the government and discipline of the Kentucky Penitentiary.

On motion of same—

7. A bill relating to the duties of the Attorney General.

On motion of Mr. White—

8. A bill to authorize the sale of the stock owned by the State in turnpike road companies and in banks, for the purpose of increasing the revenue of the State.

On motion of same—

9. A bill to transfer to the revenue proper fifty thousand dollars of the excess now held to redeem the outstanding bonds of the State.

On motion of Mr. Wilkinson—

10. A bill to amend section 280, Criminal Code; also a bill to repeal section 181 of the same.

On motion of Mr. Hill—

11. A bill to reduce and regulate the fees of certain officers of this Commonwealth.

On motion of same—

12. A bill to reduce and regulate the salaries of certain officers of this Commonwealth.

On motion of Mr. Carpenter—

13. A bill to amend the charter of the Mulberry Turnpike Road Company, approved February 20th, 1860.

On motion of Mr. Edwards—

14. A bill to amend an act, entitled "An act incorporating the Adairville Lodge, No. 92, Independent Order of Odd Fellows, Logan county," passed February 15, 1866.

On motion of Mr. Gathright—

15. A bill to amend the charter of the Colored Orphans' Aid Association of the city of Louisville.

On motion of Mr. Halbert—

16. A bill to change and regulate the time of holding the county and quarterly courts of Greenup county.

On motion of Mr. Frederick—

17. A bill to reduce the allowance *per capita* for patients in the Lunatic Asylums of this Commonwealth.

On motion of Mr. Berry—

18. A bill to define and secure the property rights of married women.

On motion of same—

19. A bill to authorize the county court of Carter county to levy and provide for the collection of a tax to discharge an indebtedness created by said county, and to pay said indebtedness.

On motion of same—

20. A bill to charter and extend the corporate existence, rights, lease, and privileges of the Kentucky River Mills.

On motion of Mr. Megibben—

21. A bill to incorporate the Harrison Female College.

On motion of Mr. Reeves—

22. A bill to incorporate the Paducah and East Cairo Railroad Com pany.

On motion of same—

23. A bill to incorporate the Blandville and East Cairo Plank Road Company.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st, 16th, and 19th; the Committee on Finance the 2d, 8th, and 9th; the Committee on Propositions and Grievances the 3d; the Committee on the Judiciary the 4th and 7th; the Committee on Railroads the 5th, 22d, and 23d; the Committee on the Penitentiary the 6th; the Committee on Codes of Practice the 10th; the Committee on General Statutes the 11th, 12th, 13th, 18th, and 20th; the Committee on Religion and Morals the 14th and 15th; the Committee on Charitable Institutions the 17th, and the Committee on Agriculture and Manufactures the 21st.

And then the Senate adjourned.

WEDNESDAY, JANUARY 7, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, and passed a bill, which originated in the Senate, of the following titles, viz:

Resolution fixing the time to proceed to the election of State Librarian.

An act to regulate the appellate jurisdiction of the McCracken circuit court over the judgments and final orders of the Paducah city court, being amendatory of the charter of the city of Paducah.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act to amend an act, entitled "An act to incorporate the American Legal Aid Society," approved January 30, 1878.

2. An act to repeal an act entitled "An act to provide for a levy of a tax upon dogs, and protect the rights of owners thereof in certain counties," approved March 16, 1876.

3. An act to amend the charter of the Kentucky Agricultural and Mechanical Association.

4. Resolution in regard to firing a salute on the 8th day of January.

5. Resolution in regard to newspapers taken by members of the General Assembly.

6 Resolution for the benefit of J. J. Pursley.

7. Resolution in regard to the Western Lunatic Asylum at Hopkinsville, Kentucky.

Which bills and resolutions were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolutions being dispensed with, they were referred—the 2d to the Committee on Agriculture and Manufactures; the 4th, a resolution, to the Committee on Military Affairs; the 5th and 6th, resolutions, to the Committee on Claims; the 7th, a resolution, to the Committee on Charitable Institutions, and the 1st and 3d were severally ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Speaker announced the appointment of the following committees, viz:

Joint Committee on Penitentiary—Messrs. A. S. Berry, Henry George, and R. J. White.

Joint Committee to Examine into the Affairs of the Various Clerks' Offices of Jefferson and other Counties—Messrs. John T. Gathright and Samuel E. Hill.

Joint Committee to take into Consideration the Propriety of Redistricting the Judicial Districts of the State—Messrs. D. R. Murray, C. D. Foote, Cromwell Adair, M. T. Carpenter, and George T. Halbert.

Special Senate Committee to inquire into the Management of the Penitentiary, and the Discipline and Treatment of the Prisoners—Messrs. T. J. Megibben, R. I. McQuiddy, George T. Edwards, George W. Reeves, and P. P. Johnston.

Senate Committee on Retrenchment and Reform—A. E. Adams, Chairman; Messrs. Joseph Bertram, R. G. Hays, A. R. Clarke, and Clint. Griffith.

The following petition was presented, viz:

By Mr. Berry—

The petition of Annie Laurie Quinby, praying the passage of a resolution requesting the Congress of the United States to make provision for the passage of the 16th Amendment to the Constitution of the United States, conferring the right of suffrage upon women.

Which was received, the reading dispensed with, and referred to the Committee on Religion and Morals.

Mr. Frederick read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the joint committee appointed under joint resolution, entitled "Resolution raising a joint committee to examine into the affairs of the clerks' offices of Jefferson and other counties," be, and are, instructed to examine into the franchises, privileges, conduct, management, and condition of the Louisville Turnpike Company, and make report thereon to this General Assembly.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred leave to bring in bills of the following titles, viz:

A bill to amend section 83, chapter 1, title 5, of the Criminal Code;

A bill to amend subsection 1, of section 85, chapter 1, title 5, of the Criminal Code of Practice;

A bill to amend section 667, subsection 1, of the Civil Code of Practice;

Asked to be discharged from the further consideration of said leaves.

Which was granted.

Mr. Murray, from the Committee on Courts of Justice, to whom was referred a resolution, which originated in the House of Representatives, entitled

Joint resolution to re-district the judicial districts of the State,

Reported the same, with the expression of opinion that said resolution ought not to be concurred in.

And the question being taken on concurring in the adoption of said resolution, the opinion of the Committee to the contrary notwithstanding, it was decided in the negative.

So said resolution was disagreed to.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 7, 1880

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

Henry C. Walbeck, Jefferson county.
J. W. Cardwell, Mercer county.
Jos. F. Pearson, Jefferson county.
Wm. T. Rolph, Jefferson county.
Henry Gibson, Pulaski county.
Thomas J. Harris, Franklin county.
T. F. Doty, Barren county.
James D. Watson, Graves county.
Harry Stucky, Jefferson county.
Thomas J. Humphreys, Jefferson county.
Thomas C. Timberlake, Jefferson county.
John O'Byrne, Henderson county.
R. E. Kirk, Marion county.
Lewis C. Johnson, Logan county.
J. Will. Morton, Logan county.
E. A. Yost, Todd county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend section 5 of article 35, chapter 29, General Statutes.

By same—

A bill to amend section 6, article 35, chapter 29, General Statutes, title "Taverns and Tippling-houses."

By Mr. McElrath, from same committee—

A bill to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands or the erecting of buildings for the use of the Agricultural and Mechanical College of Kentucky.

By Mr. Murray, from the Committee on Courts of Justice—

A bill to relieve W. T. Grundy from the disabilities of an infant.

By same—

A bill for the benefit of J. S. Wortham, county attorney of Grayson county.

By Mr Carpenter, from the Committee on General Statutes—

A bill to amend the charter of the Mulberry Turnpike Road Company, approved February 20, 1860.

By Mr. Mitchell, from the Committee on Privileges and Elections—

A bill for the benefit of Wm. T. Payne.

By Mr. Halbert, from the Committee on Religion and Morals—

A bill to amend an act to incorporate the Colored Orphans' Aid Association of the city of Louisville.

By Mr. Foote, from the Committee on Claims—

A bill for the benefit of Dr. Nelson Mays, of Garrard county.

By Mr. Hays, from the Committee on Finance—

A bill to amend article 5, section 11, chapter 62, of the General Statutes, entitled "Juries, Grand and Petit"

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the first named bill was recommitted to the Committee on Codes of Practice, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Skiles moved to reconsider the vote by which the Senate had passed the last named of said bills.

Which motion was simply entered.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill to amend article 16, section 1, chapter 41, General Statutes, entitled "Fees."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Sundry amendments were proposed to said bill.

Pending the consideration of which, Mr. White moved to commit said bill and pending amendments to the Committee on General Statutes.

Which motion was adopted.

The Senate took up for consideration the resolution proposed by Mr. Rowlett on yesterday, entitled

Resolution in regard to government aid for the improvement of Green river.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The Senate took up for consideration the resolution heretofore proposed by Mr. Reeves in relation to the number, pay, and manner of appointment of the pages of the Senate, together with the amendments thereto heretofore proposed.

Mr. Bruce moved an a mendment as a substitute for said resolution and proposed amendments.

Mr. Halbert moved an amendment to the amendment proposed by Mr. Bruce.

Pending the consideration of which, Mr. Berry moved to commit said resolution and pending amendments to the Committee on Retrenchment and Reform.

Which motion was adopted.

The Senate took up for consideration the joint resolution heretofore proposed by Mr. P. P. Johnston, entitled

Resolution in relation to newspapers furnished members of this General Assembly.

Mr. Hays moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Megibben, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clinton Griffith,	Thomas J. Megibben,
Alex. E. Adams,	George T. Halbert,	W. O. Mize,
Albert S. Berry,	R. G. Hays,	John W. Rowlett,
J. H. Bruce,	Thomas Johnson,	James Shackleford,
Attilla Cox,	C. N. Lewis,	H. H. Skiles—17.
Charles D. Foote,	T J. McElrath,	

Those who voted in the negative, were—

Joseph Bertram,	C. W. Gilmore,	Clifton J. Pratt,
James Blackburn,	Samuel E. Hill,	G. W. Reeves,
M. T. Carpenter,	P. P. Johnston,	Ishmael H. Smith,
Geo. T. Edwards,	D. G. Mitchell,	Richard J. White,
W. H. Frederick,	Alex. B. Montgomery,	J. H. Wilkinson,
John T. Gathright,	David R. Murray,	A. H. Willingham—19.
Henry George,		

Mr. McElrath moved to refer said resolution to the Committee on Retrenchment and Reform.

And the question being taken thereon, it was decided in the negative.

Mr. Foote moved to amend said resolution by inserting after the word "newspaper," where it occurs therein, the words "except the Kentucky Yeoman."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	Clifton J. Pratt,
Alex. E. Adams,	Henry George,	G. W. Reeves,
Albert S. Berry,	Sam. E. Hill,	H. H. Skiles,
Joseph Bertram,	P. P. Johnston,	Ishmael H. Smith,
James Blackburn,	T. J. McElrath,	Richard J. White,
M. T. Carpenter,	R. I McQuiddy,	J. H. Wilkinson,
Geo. T. Edwards,	Alex. B. Montgomery,	A. H. Willingham—23.
W. H. Frederick,	David R. Murray,	

Those who voted in the negative, were—

J. H. Bruce,	George T. Halbert,	D. G. Mitchell,
Attilla Cox,	R. G. Hays,	W. O. Mize,

Charles D. Foote,	Thomas Johnson,	John Walter Rowlett,
C. W. Gilmore,	C. N. Lewis,	Jas. Shackleford—14.
Clint. Griffith,	Thos. J. Megibben,	

Mr. Blackburn then moved to reconsider the vote by which said resolution was adopted.

Mr. Montgomery moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	G. W. Reeves,
Alex. E. Adams,	Henry George,	John W. Rowlett,
Joseph Bertram,	Sam. E. Hill,	Ishmael H. Smith,
James Blackburn,	P. P. Johnston,	Richard J. White,
M. T. Carpenter,	R. I. McQuiddy,	J. H. Wilkinson,
George T. Edwards,	A. B. Montgomery,	A. H. Willingham—20.
W. H. Frederick,	Clifton J. Pratt,	

Those who voted in the negative, were—

Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
J. H. Bruce,	R. G. Hays,	W. O. Mize,
Attilla Cox,	Thomas Johnson,	David R. Murray,
Charles D. Foote,	C. N. Lewis,	James Shackleford,
C. W. Gilmore,	T. J. McElrath,	H. H. Skiles—17.
Clint. Griffith,	Thos. J. Megibben,	

Mr. White moved the following resolution, viz:

Resolved, That the Committee on General Statutes be, and are hereby, instructed to consider, along with witness fee-bills and amendments recommitted to them, a general and consistent plan for retrenchment, including all officers and other persons who receive pay from the State growing out of any service or connection with the courts of this Commonwealth, and report by bill.

Mr. McElrath moved to amend said resolution by adding after the word "Commonwealth," where it occurs therein, "and also the per diem, mileage, and stationery of members of the General Assembly."

Mr. Mitchell moved to lay said resolution and proposed amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	Thos. J. Megibben,
Alex. E. Adams,	C. W. Gilmore,	D. G. Mitchell,

Joseph Bertram,	Geo. T. Halbert,	A. B. Montgomery,
Attilla Cox,	C. N. Lewis.	Ishmael H. Smith—14.
Geo. T. Edwards,	R. I. McQuiddy,	

Those who voted in the negative, were—

Albert S. Berry,	Sam. E. Hill,	G. W. Reeves,
James Blackburn,	Thomas Johnson,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	Jas. Shackleford,
A. R. Clarke,	T. J. McElrath,	H. H. Skiles,
Charles D. Foote,	W. O. Mize,	Richard J. White,
W. H. Frederick,	David R. Murray,	J. H. Wilkinson,
Henry George,	Clifton J. Pratt,	A. H. Willingham—22.
R. G. Hays,		

The question was then taken on the adoption of the amendment proposed by Mr McElrath, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McElrath and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Samuel E. Hill,	David R. Murray,
M. T. Carpenter,	Thomas Johnson,	Clifton J. Pratt,
A. R. Clarke,	C. N. Lewis,	G. W. Reeves,
Attila Cox,	T. J. McElrath,	John W Rowlett,
Geo. T. Edwards,	R I. McQuiddy,	H. H. Skiles,
Charles D. Foote,	Thos. J. Megibben,	Ishmael H. Smith,
Henry George,	W. O. Mize,	J. H. Wilkinson,
C. W. Gilmore,	A. B. Montgomery,	A. H. Willingham—25.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	J. H. Bruce,	P. P. Johnston,
Alex. E. Adams,	W. H. Frederick,	D. G. Mitchell,
Joseph Bertram,	John T. Gathright,	Jas. Shackleford,
James Blackburn,	George T. Halbert,	Richard J. White—12.

Mr. Murray then moved to amend said resolution by adding thereto the following, viz:

Also including the question of the propriety, necessity, and cost of furnishing ice for the use of the Senate during this session of the General Assembly.

And the question being taken upon the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Murray and White, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	A. B. Montgomery,	H. H. Skiles,
Geo. T. Edwards,	David R. Murray,	Ishmael H. Smith,

Henry George,	G. W. Reeves,	J. H. Wilkinson,
R. G. Hays,	John W. Rowlett,	A. H. Willingham—13.
T. J. McElrath,		

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	C. N. Lewis,
Alex E. Adams,	W. H. Frederick,	R. I. McQuiddy,
Joseph Bertram,	John T. Gathright,	Thos. J. Megibben,
James Blackburn,	C. W. Gilmore,	D. G. Mitchell,
J. H. Bruce,	George T. Halbert,	W. O. Mize,
M. T. Carpenter,	Sam. E. Hill,	Clifton J. Pratt,
A. R. Clarke,	Thomas Johnson,	Jas. Shackleford,
Attila Cox,	P. P. Johnston,	Richard J. White—24.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McElrath and White, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	P. P. Johnston,	G. W. Reeves,
J. H. Bruce,	T. J. McElrath,	John Walter Rowlett,
M. T. Carpenter,	R. I. McQuiddy,	James Shackleford,
A. R. Clarke,	Thos. J. Megibben,	H. H. Skiles,
Chas. D. Foote,	W. O. Mize,	Ishmael H. Smith,
W. H. Frederick,	A. B. Montgomery,	Richard J. White,
Henry George,	David R. Murray,	J. H. Wilkinson,
R. G. Hays,	Clifton J. Pratt,	A. H. Willingham—25.
Sam. E. Hill,		

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	Geo. T Halbert,
Alex. E. Adams,	Geo. T. Edwards,	Thomas Johnson,
Joseph Bertram,	John T. Gathright,	C. N. Lewis,
James Blackburn,	C. W. Gilmore,	D. G. Mitchell—12.

Leave was granted to bring in the following bills, viz:

On motion of Mr. George—

1. A bill to punish those guilty of larceny of goods and chattels, of less value than ten dollars, by stripes.

On motion of same—

2. A bill to amend section 2, article 1, chapter 27, of General Statutes.

On motion of same—

3. A bill to amend section 68 of title 4 of chapter 2 of Criminal Code.

On motion of Mr. Foote—

4. A bill to amend the charter of the Maysville and Lexington Railroad Company, Northern Division.

On motion of Mr. Blackburn—

5. A bill to incorporate the Woodlake and Spring Station Turnpike Company.

On motion of same—

6. A bill to amend chapter 85 of the General Statutes.

On motion of same—

7. A bill to amend chapter 92 of General Statutes.

On motion of Mr. Hill—

8. A bill for the benefit of the trustees of the town of Hartford.

On motion of Mr. Carpenter—

9. A bill to amend section 1, chapter 918, Session Acts, approved April 9th, 1878.

On motion of Mr. Mize—

10. A bill to prevent the carrying of concealed deadly weapons, and to fix the penalty for that offense at from 10 to 30 lashes on the bare back, in lieu of the penalty as now affixed by law.

On motion of same—

11. A bill to repeal the words, "or confinement in the penitentiary for life, in the discretion of the jury," of section 3, article 3, chapter 29, General Statutes.

On motion of Mr. Skiles—

12. A bill repealing all laws now in force by which an allowance is made out of the Public Treasury for the support of pauper idiots, and providing for the support of the same by an allowance to be made out of the county levy in the counties in which said pauper idiots reside.

On motion of same—

13. A bill repealing all laws now in force allowing a premium on wolves, wild cats, and foxes slain in this Commonwealth.

On motion of Mr. Shackleford—

14. A bill to incorporate the Maysville Building and Savings Association.

On motion of Mr. Gathright—

15. A bill to amend an act, entitled "An act to incorporate the Young Men's Christian Association of Louisville."

Ordered, That the Committee on General Statutes prepare and bring in the 1st, 2d, 6th, 7th, 9th, 12th, and 13th; the Committee on Codes of Practice the 3d; the Committee on Railroads the 4th; the Committee on Internal Improvement the 5th; the Committee on Edu-

cation the 8th; the Committee on the Judiciary the 10th and 11th; the Committee on Banks and Insurance the 14th, and the Committee Religion and Morals the 15th.

And then the Senate adjourned.

THURSDAY, JANUARY 8, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of resolutions, which originated in the Senate, of the following titles, viz:

Resolution in relation to abolishing certain criminal and common pleas courts, and re-districting the State into circuit court districts.

Resolution in relation to hoisting the national flag over the Capitol dome.

Resolution directing the joint committee appointed to examine into the affairs of the clerks' offices of Jefferson and other counties, to examine into the franchises, conduct, and management of the Louisville Turnpike Company, and make report thereon.

Resolution directing the Public Printer to furnish printed sheets of the Journals of the two Houses during the present session.

With an amendment as a substitute for the last named resolution.

That they had adopted a resolution, entitled

Resolution in regard to repealing the acts approved March 20th, 1876, and April 5th, 1878, regulating the Lunatic Asylums.

That they had passed bills of the following titles, viz:

1. An act authorizing the court of claims of the county of Meade to levy an ad valorem tax.

2. An act to repeal an act, entitled "An act to authorize John G. Goff to erect a boom across Big creek, in Martin county," approved March 21st, 1871.

3. An act to incorporate Science Hill School at Shelbyville.

4. An act to amend an act to incorporate the Kentucky Female Orphan School.

5. An act to amend the charter of the South Kentucky Institute, at Hopkinsville, Kentucky.

6. An act authorizing the city of Ashland to purchase and donate lands to the Elizabethtown, Lexington, and Big Sandy Railroad Company, to issue bonds and levy a tax therefor.

7. An act legalizing certain acts of the Common Council of the city of Henderson, and authorizing the collection of the taxes for the year 1879 by S. A. Young, late marshal of said city.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Finance; the 2d to the Committee on Propositions and Grievances; the 3d to the Committee on General Statutes; the 4th and 5th to the Committee on Education; the 6th to the Committee on Railroads, and the 7th to the Committee on the Judiciary, and the resolution was referred to the Committee on Charitable Institutions.

The Speaker laid before the Senate the response of the Auditor to the resolution heretofore adopted by the Senate, asking for information concerning the cost of the public printing for the year ending January 1st, 1880.

Which was taken up and read as follows, viz :

STATE OF KENTUCKY,
OFFICE AUDITOR PUBLIC ACCOUNTS,
FRANKFORT, January 7th, 1880.

HON. JAMES E. CANTRILL, *Lieutenant Governor and Speaker of the Senate:*

SIR: In response to Senate resolution calling for "a statement of the cost of the public printing and binding from January 1st, 1879, to January 1st, 1880," I respectfully submit the following:

There has been paid for work done during that period—

For printing	$9,964 40
For binding	5,081 98
Total	$15,046 38

What bills may be outstanding I have no means of knowing.

Yours, respectfully,
FAYETTE HEWITT, *Auditor.*

The following petitions were presented, viz:

By Mr. Pratt—

1. The petition of J. L. Dulin and others, of Christian county, praying for the repeal of an act, entitled "An act relating to the

Christian county and Clarksville Turnpike Road Company," approved January 27th, 1876.

By Mr. Bertram—

2. The petition of sundry citizens of Monticello, Kentucky, praying for the passage of an act amending the charter of said town, authorizing the trustees of said town to grant license to retail spirituous liquors in said town.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on General Statutes, and the 2d to the Committee on Religion and Morals.

Mr. Montgomery moved the following resolution, viz:

Resolved, That the Clerk be directed to post up each morning, before the meeting of the Senate, in a convenient place in the Senate Chamber, the special orders of the day.

Which was read and adopted.

Mr. Gathright moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts be, and he is hereby, directed to furnish the committee appointed to examine into the affairs of the clerks' offices of Jefferson and other counties the copies of such records in his office as the committee may think necessary.

Which was read and adopted.

Mr. McElrath read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee, consisting of two members of the Senate and three of the House, be appointed by the respective Speakers, for the purpose of ascertaining the distance from their respective homes to the Capital of every member of this General Assembly, said distances to be determined according to the shortest, convenient, and usually traveled route, and report the same; and upon such report being made and concurred in by the General Assembly, shall govern the Clerks of the respective Houses in issuing certificates for mileage to the members thereof.

Which, under the rule, lies over one day.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

A bill to incorporate the Harrison Female College.

By same—

A bill to charter the American Short-horn Record Association.

By Mr. Murray, from the Committee on Courts of Justice—

A bill to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Glasgow.

By same—

A bill to authorize the county court of Carter county to levy and provide for the collection of a tax to discharge an indebtedness created by said county, and to pay said indebtedness.

By Mr. Carpenter, from same committee—

A bill to amend chapter 92, article 8, section 14, title "Revenue and Taxation," of the General Statutes.

By Mr. Murray, from same committee—

A bill to validate the recording of certain instruments of writing entered on the record books of the Campbell county court clerk's office.

By Mr. Carpenter, from same committee—

A bill to change and regulate the time of holding the county and quarterly courts of Greenup county.

By Mr. White, from the committee on Education—

A bill for the benefit of the trustees of the town of Hartford.

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to amend an act, entitled "An act to incorporate the Young Men's Christian Association of Louisville."

By same—

A bill to incorporate the Augusta and Foster Turnpike Road Company, in Bracken county.

By same—

A bill to amend an act, entitled "An act to empower the county court of Pendleton county to make subscriptions to the capital stock of turnpike roads in said county," approved March 15th, 1878.

By Mr. Skiles, from the Committee on Courts of Justice—

A bill prescribing the duties of county attorneys.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was ordered to be printed, and made the special order of the day for Thursday, the 15th inst., at 11 o'clock, A. M., and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Murray, from the Committee on Courts of Justice, to whom was referred leave to bring in a bill, entitled

A bill to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments,"

Asked to be discharged from the further consideration of the leave.

And the question being taken thereon, it was decided in the negative.

Mr. Clarke, from the Committee on Military Affairs, to whom was referred a resolution, which originated in the House of Representatives, entitled

Resolution in regard to firing a salute on the 8th day of January,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 8, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

Robert Spears, Anderson county.
Everett Osborn, Nelson county.
James S. Carr, Jefferson county.
Lewis Collins, Jefferson county.
T. W. Spindle, Jefferson county.
J. T. O'Neal, Jefferson county.
L. W. Curry, Mercer county.
W. P. Taylor, Fulton county.
D. B. Stanfield, Graves county.
Henry Hurter, Jefferson county.
M. Harten, Jefferson county.
Theodore David, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Skiles moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms of the Senate report the names of the Pages who acted as such during the organization of the Senate, and who have not received appointment as Pages during

this session; also the time each served, with a view to paying them for their services.

Which was read and adopted.

Mr. Rowlett, from the Committee on Agriculture and Manufactures, to whom was referred a bill from the House of Representatives, entitled

An act to real an act, entitled "An act to provide for a levy of a tax upon dogs, and to protect the rights of owners thereof in certain counties," approved March 16th, 1876,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined an enrolled resolution, which originated in the House of Representatives, entitled

Resolution raising a joint committee on the Penitentiary,

And had found the same truly enrolled.

Said resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and it was delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Montgomery—

1. A bill to regulate appeals from judgments of county courts.

On motion of Mr. Shackleford—

2. A bill to amend the charter of the town of Chester.

On motion of Mr. Reeves—

3. A bill to incorporate the Blandville and Fort Jefferson Gravel Road Company, in Ballard county.

On motion of Mr. Murray—

4. A bill for the benefit of Edwin Thomas, of Grayson county.

On motion of Mr. Hays—

5. A bill to incorporate the Kentucky Steam-heating and Electric-lighting Company.

On motion of Mr. Bruce—

6. A bill to increase the penal jurisdiction of the police court of the town of Lancaster.

On motion of same—

7. A bill to amend an act, entitled "An act to reduce into one the several acts in regard to the town of Lancaster, and for other purposes," approved March 9, 1867.

On motion of Mr. Bertram—

8. A bill reducing the salaries of circuit judges and Commonwealth's attorneys, and regulating the *pro tem.* services of each.

On motion of same—

9. A bill to authorize the trustees of Monticello to tax and license the sale of spirituous, malt, or vinous liquors within the town of Monticello.

On motion of Mr. Pratt—

10. A bill relating to the Christian County and Clarksville Turnpike Road Company, approved January 27, 1876.

On motion of Mr. Montgomery—

11. A bill to regulate proceedings in ordinary actions in Hardin circuit court.

On motion of same—

12. A bill for the benefit of W. H Holidan, committee for Martin Mulligan.

On motion of same—

13. A bill for the benefit of Jos. Greenwell, committee of William Brooks.

On motion of same—

14. A bill for the benefit of C. M. Fraize, of Hardin county.

On motion of same—

15. A bill to amend section 737 of the Civil Code of Practice.

On motion of same—

16. A bill for the benefit of H. Hays, late sheriff, and J. C. Hays, sheriff of Hardin county.

On motion of same—

17. A bill for the benefit of pauper idiots of Hardin county.

On motion of Mr. Rowlett—

18. A bill for the benefit of John Buckley, of Muhlenburg county.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st and 11th; the Committee on Propositions and Grievances the 2d and 18th; the Committee on Railroads the 3d; the Committee

on Courts of Justice the 4th, 5th, 6th, 14th, and 16th; the Committee on General Statutes the 7th and 10th; the Committee on Retrenchment and Reform the 8th; the Committee on Religion and Morals the 9th; the Committee on Claims the 12th, 13th, and 17th, and the Committee on Codes of Practice the 15th.

Mr. White moved the following resolution, viz:

Resolved, That in commemoration of this day, the 8th of January, upon which the soldiers of the Republic, under Andrew Jackson, achieved the glorious victory at New Orleans, the Senate do now adjourn.

And then the Senate adjourned.

FRIDAY, JANUARY 9, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to charter the American Short-horn Record Association.

An act to amend an act, entitled "An act to empower the county court of Pendleton county to make subscription to the capital stock of turnpike roads in said county," approved March 15th, 1878.

That they had passed bills of the following titles, viz:

1. An act for the benefit of M. D. Corder, late sheriff of Wayne county, authorizing the present sheriff of Wayne county to collect the revenue and county levy for the years 1875, 1876, and 1877.

2. An act to repeal an act, entitled "An act to prevent stock from running at large on turnpike roads in Woodford, Boyle, and Garrard counties," approved February 17th, 1876, so far as to strike out Boyle county.

3. An act to repeal an act, entitled "An act to provide for the levy of a tax upon dogs, and protect the rights of owners thereof in certain counties."

4. An act authorizing the granting of tavern license in Vanceburg.

5. An act to authorize the sale of any of the turnpike roads in Bath county.

6. An act for the benefit of Mary E. Cobb, of Webster county, administratrix of Charles S. Cobb, appropriating her the sum of fifty dollars.

7. A act to prevent the sale of spirituous, vinous, and malt liquors within two miles of Liberty and Locust Grove Churches, in Christian county.

8. An act for the benefit of Jordan and Stephen Kidwell, of Henry county.

9. An act for the benefit of N. H. Hart and N. O. Kendall, of the county of Fleming.

10. An act to take the sense of the people of this Commonwealth as to the propriety of calling a Convention to revise the Constitution.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Finance; the 2d, 3d, and 5th to the Committee on Agriculture and Manufactures; the 4th and 7th to the Committee on Religion and Morals; the 6th and 8th to the Committee on Claims; and the 9th and 10th to the Committee on the Judiciary.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled resolutions, which originated in the Senate, of the following titles, viz:

Resolution fixing the time to proceed to the election of State Librarian.

Resolution raising a joint committee to examine into the affairs of the clerks' offices of Jefferson and other counties.

Mr. Foote, from the Committee on Claims, to whom was referred a resolution, which originated in the House of Representatives, entitled

Resolution for the benefit of J. J. Pursley,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz :

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 9, 1880.

Gentlemen of the Senate :

I hereby nominate for appointment as notaries public, within the

limits designated herein, the following named persons, and ask your advice and consent thereto:

Julius Friedman, McCracken county.
E. Arnold, Owen county.
W. H. Saunders, Jefferson county.
Charles B. Cotton, Jefferson county.
D. P. Robb, Woodford county.
J. H. Engleman, Boyle county.
Bennett D. Mattingly, Jefferson county.
Edmund Bacon, Fayette county.
P. Wooldridge, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 9, 1880

Gentlemen of the Senate:

I hereby nominate for appointment:

R T. Anderson, to be Comissioner Eastern Kentucky Lunatic Asylum.

Dr. S. Price, to be Commissioner Eastern Kentucky Lunatic Asylum.

J. S. Woolfolk, to be Commissioner Eastern Kentucky Lunatic Asylum.

Also Samuel Ayres, to be Commissioner Kentucky Institution for Deaf and Dumb.

J. W. Alcorn, to be Commissioner Kentucky Institution for Deaf and Dumb.

George R. McKee, to be Commissioner Kentucky Institution for Deaf and Dumb.

W. Logan Caldwell, to be Commissioner Kentucky Institution for Deaf and Dumb.

And request your advice and consent thereto.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The following petitions were presented, viz:

By Mr. McElrath—

1. The petition of the Oldham county court, and certain citizens of said county, praying the passage of an act in relation to the indebtedness of said county.

By Mr. Halbert—

2. The petition of the citizens of the town of Greenup, in regard to the granting of tavern license.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary, and the 2d to the Committee on Propositions and Grievances.

Mr. Hill read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the consideration of all local and private legislation be suspended until the General Assembly shall complete measures for the relief of the prisoners confined in the penitentiary, by the erection of a branch penitentiary, or by such other measures as the General Assembly may deem expedient.

Which, under the rule, lies over one day.

Mr. Frederick, from the Committee on Claims, to whom was referred a resolution, which originated in the House of Representatives, entitled

Resolution in regard to newspapers taken by members of the General Assembly,

Reported the same, with the expression of opinion that said resolution ought not to be concurred in.

And the question being taken on concurring in the adoption of said resolution, the opinion of the Committee to the contrary notwithstanding, it was decided in the negative.

So said resolution was disagreed to.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate Science Hill School at Shelbyville,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills of the following titles were reported from the committee directed to prepare and bring in the same, viz:

By Mr Carpenter, from the Committee on General Statutes—

A bill to amend section 1, chapter 918, Session Acts, approved April 9th, 1878.

By Mr. Bertram, from same committee—

A bill to amend an act, entitled "An act to reduce into one the several acts in regard to the town of Lancaster, and for other purposes," approved March 9th, 1867.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read the third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Hays moved the following resolution, viz:

Resolved by the Senate, That the Sergeant-at-Arms be directed to furnish each member of the Senate four daily newspapers each day during the session of the General Assembly, and that the cost of the same be paid by the State, and that the same be provided for in the general appropriation bill.

Ordered, That said resolution be placed in the orders of the day.

Mr. Adair, from the Committee on General Statutes, to whom was referred leave to bring in a bill, entitled

A bill to amend section 5 of article 1 of chapter 92 of the General Statutes, entitled "Revenue and Taxation,"

Asked to be discharged from the further consideration of said leave.

Pending the consideration of which, the hour having arrived for the execution of the joint order of the day, further action thereon was cut off.

The hour of 11 o'clock, A. M., having arrived, the Speaker of the Senate announced that the Senate would now repair to the Hall of the House of Representatives, for the purpose of executing the joint order of the day, to-wit, the election of a State Librarian.

The Senate then repaired to the Hall of the House of Representatives, and the Speaker of the Senate took the Chair, and called the Joint Assembly to order.

The roll of the two Houses was then called, and the following Senators and Representatives responded, viz:

Cromwell Adair,	J. E. Biggerstaff,	G. W. McAdams,
Alex. E. Adams,	W. L Bland,	Clinton McClarty,
Albert S. Berry,	I. N. Boone,	E. J. McDermott,
Joseph Bertram,	Jacob S. Bratton,	C. U. McElroy,
James Blackburn,	T. L. Bryan,	R. W. McFarland,
J. H. Bruce,	D. J. Burchett,	Lud. McKay,
M. T. Carpenter,	R. A. Burnett,	David Meriwether,
A. R. Clarke,	T J. Bush,	Tipton A. Miller,
Attila Cox,	R. M. Byar,	J. E. Neeley,

Geo. T. Edwards,	B. F. Camp,	Cosby Oatts,
Charles D. Foote,	Pat. Campion,	John S. Odell,
W. H. Frederick,	Samuel Carothers,	W. C. Owens,
John T. Gathright,	J. M. Chambers,	W. R. Parker,
Henry George,	Robert A. Cochran,	N. S. Patton,
C. W. Gilmore,	Reuben Conner,	Edmund Penn,
Clint. Griffith,	Z. T. Cook,	J. W. Perry,
George T. Halbert,	E. G. Davis,	Thomas R. Phelps,
R. G. Hays,	B. F. Day,	R. R. Pierce,
Sam. E. Hill,	Paul J. Doneghy,	Wm. Points,
Thomas Johnson,	J. L. Dorsey,	J. A. Porter,
P. P. Johnston,	S. P. Douthitt,	Frank Prater,
C. N. Lewis,	J. R. Duncan,	H. C. Rawlings,
T. J. McElrath,	John W. Dycus,	Crittenden Reeves,
R. I McQuiddy,	John Eaker,	B. F. Reynolds,
Thos. J. Megibben,	H. C. Eversole,	J. O. Richards,
D. G. Mitchell,	G. D. Ewing,	G. N. Robinson,
W. O Mize,	John Feland,	James H. Rudy,
Alex. B. Montgomery,	W. B. Fleming,	Lewis G. Runyon,
Clifton J. Pratt,	T. T. Gardener,	S. M. Sanders,
G. W. Reeves,	E. S. Gooch,	M. T. Shine,
John Walter Rowlett	Charles Greenwell,	J. Speed Smith,
Jas. Shackleford,	Isaiah Grigsby,	John Andrew Steele,
H. H. Skiles,	Daniel Harper,	B. W. Stone,
Ishmael H. Smith,	Jacob Hawthorne,	U. J. Strader,
Richard J. White,	T. M. Hill,	D. D. Sublett,
J. H. Wilkinson,	R. P. Hocker,	J. T. Tartar,
A. H. Willingham,	Lysander Hord,	George W. Thompson,
Mr. Speaker (Bigger),	S Z. Hutchison,	C. M. Vaughan,
C. T. Allen,	Dutton Jones,	James R. Wade,
Evans D. Allnut,	Lewis Jones,	J. C. Welch,
W. F. Barret,	Hugh Karins,	Thomas H. Welch,
A. J. Beale,	Green R. Keller,	John D. White,
L. B. Beauchamp,	J. W. Lilly,	Isaac T. Woodson,
Jefferson L. Belcher,	John Massey,	R. H. Yantis—132.

The Speaker of the Senate then announced that nominations for the office of State Librarian were now in order.

Whereupon, Mr. Representative Perry nominated Mrs. Annie Oldham Cook, of the county of Henderson, to fill said office.

There being no other nomination, the Joint Assembly then proceeded to take the ballot, which resulted as follows, viz:

Those who voted for Mrs. Cook, were—

Cromwell Adair,	W. L. Bland,	Clinton McClarty,
Alex. E. Adams,	I. N. Boone,	E. J. McDermott,
Albert S. Berry,	Jacob S. Bratton,	Clarence U McElroy,
Joseph Bertram,	T L. Bryan,	R. W. McFarland,
James Blackburn,	D. J. Burchett,	John G. McGuire,
J. H. Bruce,	R. A. Burnett,	Lud. McKay,

M. T. Carpenter,
A. R. Clarke,
Attila Cox,
Geo. T. Edwards,
Charles D. Foote,
W. H. Frederick,
John T. Gathright,
Henry George,
C. W. Gilmore,
Clinton Griffith,
Geo. T. Halbert,
R. G. Hays,
Sam. E. Hill,
Thomas Johnson,
P. P. Johnston,
C. N. Lewis,
T. J. McElrath,
R. I. McQuiddy,
Thos. J. Megibben,
D. G. Mitchell,
W. O. Mize,
A. B. Montgomery,
Clifton J. Pratt,
G. W. Reeves,
John W. Rowlett,
Jas. Shackleford,
H. H. Skiles,
Ishmael H. Smith,
Richard J. White,
J. H. Wilkinson,
A. H. Willingham,
Mr. Speaker (Bigger),
C. T. Allen,
Evans D. Allnut,
W. F. Barret,
A. J. Beale,
L. B. Beauchamp,
Jefferson L. Belcher,
J. E. Biggerstaff,
T. J. Bush,
R. M. Byar,
B. F. Camp,
Pat. Campion,
Samuel Carothers,
J. M. Chambers,
Robert A. Cochran,
Reuben Conner,
Z. T. Cook,
E. G. Davis,
B. F. Day,
Paul J. Doneghy,
J. L. Dorsey,
S. P. Douthitt,
J. R. Duncan,
John W. Dycus,
John Eaker,
H. C. Eversole,
G. D. Ewing,
John Feland,
W. B. Fleming,
T. T. Gardener,
E. S. Gooch,
Charles Greenwell,
Isaiah Grigsby,
Daniel Harper,
Jacob Hawthorne,
T. M. Hill,
R. P. Hocker,
Lysander Hord,
S. Z. Hutchison,
Dutton Jones,
Lewis Jones,
Hugh Karins,
Green R. Keller,
J. W. Lilly,
John Massey,
G. W. McAdams,
David Meriwether,
Tipton A. Miller,
J. E. Neeley,
Cosby Oatts,
John S. Odell,
W. C. Owens,
W. R Parker,
N. S. Patton,
Edmund Penn,
J. W. Perry,
Thomas R. Phelps,
R. R. Pierce,
William Points,
J. A. Porter,
Frank Prater,
H. C. Rawlings,
Crittenden Reeves,
B. F. Reynolds,
J. O. Richards,
G. N. Robinson,
James H. Rudy,
Lewis G. Runyon,
S. M. Sanders,
M. T. Shine,
J. Speed Smith,
John Andrew Steele,
B. W. Stone,
U. J. Strader,
D. D. Sublett,
J. T. Tartar,
George W. Thompson,
C. M. Vaughan,
James R. Wade,
J. C. Welch,
Thomas H. Welch,
John D. White,
Isaac T. Woodson,
R. H. Yantis—133.

Every Senator and Representative present voting for Mrs Cook.

Whereupon, the Speaker of the Senate, and Presiding Officer of the Joint Assembly, announced that Mrs. Annie Oldham Cook, having received a majority of all the votes cast, and there being present and voting a majority of all the members elected to each House of the General Assembly, was duly elected State Librarian for two years from this date, or until her successor is elected and qualified.

Mr. Mitchell then moved that the Joint Assembly do now dissolve.

Which motion was adopted.

The Senate then repaired to the Senate Chamber.

The Senate took up for consideration the joint resolution heretofore proposed by Mr. McElrath, entitled

Resolution raising a joint committee on mileage.

Mr. P. P. Johnston moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	P. P. Johnston,	W. O. Mize,
James Blackburn,	D. G. Mitchell,	A. B. Montgomery—7.
Geo. T Halbert,		

Those who voted in the negative, were—

Alex. E. Adams,	John T. Gathright,	Thos. J. Megibben,
Albert S. Berry,	Henry George,	Clifton J. Pratt,
Joseph Bertram,	C. W. Gilmore,	G. W. Reeves,
J. H. Bruce,	Clint. Griffith,	John Walter Rowlett,
M. T. Carpenter,	R. G. Hays,	James Shackleford,
A. R. Clarke,	Sam. E. Hill,	H. H. Skiles,
Attila Cox,	Thomas Johnson,	Ishmael H. Smith,
Geo. T. Edwards,	C. N. Lewis,	Richard J. White,
Chas. D. Foote,	T. J. McElrath,	J. H. Wilkinson,
W. H. Frederick,	R. I. McQuiddy,	A. H. Willingham—30.

Mr. Foote moved to amend said resolution by striking out the word "homes" where it occurs therein, and inserting in lieu thereof the words "county seats."

Mr. White moved to amend said resolution by adding thereto the following, viz:

But that no member who holds and uses a pass shall be allowed to draw mileage.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. McQuiddy moved the following amendment as a substitute for said resolution and pending amendment, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee of the two Houses, consisting of three from the Senate and five from the House, be appointed, whose duty it shall be to report to the two Houses, at an early day, a bill regulating the mileage and allowance for stationery of members of this General Assembly.

Pending the consideration of which, Mr. Mitchell moved to lay said resolution and pending amendments on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mitchell and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	Thomas Johnson,	D. G. Mitchell,
Albert S. Berry,	P. P. Johnston,	W. O. Mize,
James Blackburn,	C. N. Lewis,	A. B. Montgomery—10.
George T. Halbert,		

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	Clifton J. Pratt,
Joseph Bertram,	Henry George,	G. W. Reeves,
J. H. Bruce,	C. W. Gilmore,	John W. Rowlett,
M. T. Carpenter,	Clint. Griffith,	Jas. Shackleford,
A. R. Clarke,	R. G. Hays,	H. H. Skiles,
Attila Cox,	Sam. E. Hill,	Ishmael H. Smith,
Geo. T. Edwards,	T. J. McElrath,	Richard J. White,
Charles D. Foote,	R. I. McQuiddy,	J. H. Wilkinson,
W. H. Frederick,	Thos. J. Megibben,	A. H. Willingham—27.

Mr. Hill moved to amend said resolution by adding thereto the following, viz:

And that said committee be instructed to bring in a bill to reduce and regulate the mileage of members of the General Assembly.

Mr. Rowlett moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. Foote, and it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Hill, and it was decided in the negative.

The question was then taken on the amendment proposed by Mr. McQuiddy as a substitute for said resolution, and it was decided in the negative.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and White, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	John T. Gathright,	Clifton J. Pratt,
Albert S. Berry,	Henry George,	G. W. Reeves,
Joseph Bertram,	C. W. Gilmore,	John W. Rowlett,

J. H. Bruce,	Clint. Griffith,	Jas. Shackleford,
M. T. Carpenter,	R. G. Hays,	H. H. Skiles,
A. R. Clarke,	Samuel E. Hill,	Ishmael H. Smith,
Attila Cox,	C. N. Lewis,	Richard J. White,
Geo. T. Edwards,	T. J. McElrath,	J. H. Wilkinson,
Charles D. Foote,	R I. McQuiddy,	A. H. Willingham—29.
W. H. Frederick,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	P. P. Johnston,	W. O. Mize,
James Blackburn,	D. G. Mitchell,	A. B. Montgomery—7.
George T. Halbert,		

On motion of Mr. Hays, leave of absence, indefinitely, was granted Mr. Murray.

The Senate took up for consideration an amendment heretofore proposed by the House of Representatives to a resolution, which originated in the Senate, entitled

Resolution directing the Public Printer to furnish printed sheets of the Journals of the two Houses during the present session.

And the question being taken on concurring in said amendment, it was decided in the affirmative.

Mr. White read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That, for obvious reasons too numerous to mention, the best interests of the State demand that the Capital be removed to some other point in the Commonwealth convenient to more than one of the great highways of travel.

Which, under the rule, lies over one day.

The Senate took up for consideration the motion heretofore made by Mr. Skiles, to reconsider the vote by which they had passed a bill, entitled

An act to amend article 5, section 11, chapter 62, of the General Statutes, entitled "Juries, Grand and Petit"

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and Reeves, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	Jas. Shackleford,
James Blackburn,	Thomas Johnson,	H. H. Skiles,
J. H. Bruce,	T. J McElrath,	Ishmael H. Smith,
M. T. Carpenter,	D. G. Mitchell,	Richard J. White,
Attila Cox,	Alex. B. Montgomery,	J. H. Wilkinson,

Geo. W. Edwards,	G. W. Reeves,	A. H. Willingham—29.
C. W. Gilmore,	John Walter Rowlett,	

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	C. N. Lewis,
Albert S. Berry,	Henry George,	R. I. McQuiddy,
Joseph Bertram,	George T. Halbert,	Thos. J. Megibben,
A. R. Clarke,	R. G. Hays,	W. O Mize,
Charles D. Foote,	Sam. E. Hill,	Clifton J. Pratt— 16.
W. H. Frederick,		

The vote dispensing with the third reading of said bill, as also that ordering it to be read a third time, were reconsidered.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter, in any court where jurymen are paid, a petit juryman shall be paid one dollar for every day he is in attendance on court, and a grand juryman one dollar for each day he may serve as such.

§ 2. That all laws in conflict with this act are hereby repealed.

§ 3. This act to be in force from its passage.

Mr. McElrath moved to amend said bill by striking out the words "one dollar," and inserting in lieu thereof the words "one dollar and a half," after the words "a petit juryman shall be paid."

Mr. Cox moved to amend the amendment proposed by Mr. McElrath, so as to make the provisions thereof apply to grand jurors.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Attila Cox,	D. G. Mitchell,
Alex. E. Adams,	Geo. T. Edwards,	A. B. Montgomery,
James Blackburn,	W. H. Frederick,	G. W. Reeves,
J. H. Bruce,	C. W. Gilmore,	Jas. Shackleford,
M. T. Carpenter,	Clint. Griffith,	H. H. Skiles,
A. R. Clarke,	P. P. Johnston,	J. H. Wilkinson—18.

Those who voted in the negative, were—

Joseph Bertram,	C. N. Lewis,	Clifton J. Pratt,
John T. Gathright,	T. J. McElrath,	John W. Rowlett,
Henry George,	R. I. McQuiddy,	Ishmael H. Smith,
George T. Halbert,	Thos. J. Megibben,	Richard J. White,
R. G. Hays,	W. O. Mize,	A. H. Willingham—16.
Sam. E. Hill,		

Mr. Montgomery moved to amend the amendment proposed by Mr. McElrath, by fixing the compensation of grand jurors at one dollar and twenty-five cents per day.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Clarke then moved to recommit said bill and pending amendment to the Committee on Finance, with instructions fixing the compensation of grand jurors at one dollar and twenty-five cents, and the compensation of petit jurors at one dollar and fifty cents per day.

Mr. Rowlett moved to recommit said bill to the Committee on Finance without instruction.

And the question being taken on the adoption of the motion proposed by Mr. Rowlett, it was decided in the affirmative.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Mize—

1. A bill to charter Union College, of Barbourville.

On motion of Mr. P. P. Johnston—

2. A bill to regulate the fees of county judges and their commission.

On motion of Mr. Rowlett—

3. A bill authorizing William Gardner, judge of the Hart county court, to appoint a clerk for the Hart quarterly court.

On motion of same—

4. A bill for the benefit of John T. Craddock, of Hart county.

On motion of Mr. McElrath—

5. A bill to legalize the orders of the Oldham county court of claims.

On motion of Mr. Halbert—

6. A bill for the benefit of James M. Sowards, of Greenup county.

On motion of same—

7. A bill for the benefit of B. F. Young, ferry-owner of Russell, Greenup county.

Ordered, That the Committee on Education prepare and bring in the 1st; the Committee on General Statutes the 2d and 7th; the Committee on Courts of Justice the 3d; the Committee on Claims the 4th; the Committee on the Judiciary the 5th, and the Committee on Propositions and Grievances the 6th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to repeal an act, entitled "An act to provide for a levy of a tax upon dogs, and protect the rights of owners thereof in certain counties," approved March 16, 1876, chapter 760;

An act to amend an act, entitled "An act to incorporate the American Legal Aid Society," approved January 30, 1878;

An act to amend the charter of the Kentucky Agricultural and Mechanical Association;

Resolution directing the firing of a national salute on the 8th day of January, 1880;

And enrolled resolutions, which originated in the Senate, of the following titles, viz:

Resolution fixing the day for the election of State Librarian;

Resolution raising a joint committee to examine into the affairs of the clerks' offices of Jefferson and other counties;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

SATURDAY, JANUARY 10, 1880.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to take the sense of the people of this Commonwealth as to the propriety of calling a Convention to revise the Constitution.

Which was granted, and the bill delivered to the messenger.

A message was also received from the House of Representatives, announcing that they had received official information that the Governor had signed and approved enrolled bills and resolutions, which

originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Kentucky Agricultural and Mechanical Association.

An act to repeal an act, entitled "An act to provide for a levy of a tax upon dogs, and to protect the rights of owners thereof in certain counties," approved March 16th, 1876, chapter 760.

An act to amend an act, entitled "An act to incorporate the American Legal Aid Society," approved January 30th, 1878.

Resolution directing the firing a national salute on the 8th day of January, 1880.

Resolution raising a joint committee on the Penitentiary.

That they had concurred in the adoption of resolutions, which originated in the Senate, of the following titles, viz:

Resolution in relation to newspapers furnished members of this General Assembly.

Resolution directing the firing of a national salute on the 8th of January and 22d of February.

That they had adopted a resolution, entitled

Resolution requesting our members in Congress to use all honorable means to procure the passage of an act giving a pension to the soldiers of the Mexican war.

That they had passed bills of the following titles, viz:

1. An act to incorporate East Lynn College, Larue county.

2. An act for the benefit of school district No. 13, Bourbon county.

3. An act to authorize a reduction of the capital stock of the German Bank of Louisville.

4. An act to amend an act, entitled "An act to establish the People's Bank," approved March 8, 1878.

5. An act to charter and incorporate the Exchange Bank of Sharpsburg, Kentucky, in Bath county.

6. An act validating coffee-house license for Evans & Clemants, in the town of Whitesville, Daviess county, Kentucky.

7. An act to amend an act, entitled "An act to incorporate the Cumberland and Ohio Railroad Company."

8. An act to cure and perfect defects of the record existing in the Campbell county clerks' office.

9. An act to repeal an act, entitled "An act to amend an act for the benefit of the clerks of the county courts of Lewis, Clark, Montgomery, Mason, Nelson, Cumberland, Adair, Clinton, Russell, Todd,

Logan, and Simpson counties, so as to make the provisions thereof apply to the clerks of the Carter and Anderson county courts," approved January 22d, 1874.

10. An act to amend section 30, article 1, chapter 94, of General Statutes, title "Roads and Passways," as to Hickman county.

11. An act to limit the county levy or poll-tax of Carter county to two dollars.

12. An act to amend an act, entitled "An act to regulate the jurisdiction of quarterly courts and courts of justices of the peace in Fulton, Hickman, and Graves counties."

13. An act for the benefit F. J. Heiston, late sheriff of Taylor county.

14. An act to change the time of holding the quarterly courts in Jessamine county.

15. An act for the benefit of the Phœnix Hotel Company.

16. An act to amend the charter of the town of Knottsville, Daviess county, Kentucky.

17. An act to incorporate the Farmers' Mutual Aid Association, of Lewis county.

18. An act to repeal chapter 726, Acts 1878, title "An act to amend the city charter of Owensboro," approved April 2d, 1878.

19. An act to incorporate the town of Belleview.

20. An act to establish a Bank of Deposit at Hopkinsville.

21. An act incorporating Montgomery Lodge, No. 18, Independent Order of Odd Fellows, Harrodsburg, Kentucky.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st and 2d to the Committee on Education; the 3d, 4th, 5th, 17th, 18th, and 20th to the Committee on Banks and Insurance; the 6th, 8th, and 9th to the Committee on Courts of Justice; the 7th to the Committee on Railroads; the 10th to the Committee on General Statutes; the 11th, 12th, 13th, and 15th to the Committee on Propositions and Grievances; the 16th and 19th to the Committee on Codes of Practice; the 21st to the Committee on Charitable Institutions; the resolution to the Committee on Federal Relations, and the 14th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to incorporate the German Baptist Home, Louisville, Kentucky.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That J. T. Burghard, Joseph Seigel, J. J. Buchler, J. F. Dohrman, John Howe, William Ulrich, John Krayall, A. Klein, and their successors, be, and they are hereby, created a body-politic and corporate, by the name and style of the German Baptist Orphans' Home; and by that name may sue and be sued, plead and be impleaded, in any court of law or equity; may have a common seal, and alter the same at pleasure; shall have perpetual succession; may receive, hold, use, and enjoy, for the purposes hereinafter expressed, by gift, devise, purchase, or otherwise, all manner of estate, real, personal, or mixed, to an amount not exceeding fifty thousand dollars of real estate, and fifteen thousand dollars of personal estate; and the same to alienate, sell, transfer, lease, and convey, by the board of managers, and do all other acts and things that may be hereafter expressed in this charter, not repugnant to the Constitution and laws of this State or of the United States.

§ 2. The object of this corporation shall be to procure the control of orphans and destitute children of Baptist parents, and of such other destitute and helpless children as the managers may think proper to receive, for the purpose of supporting and educating them in an institution to be prepared and provided for that purpose by said managers; or when deemed best in any case to secure any such child a home and education outside of said institute, as more fully hereafter expressed.

§ 3. The estate and concerns of said Orphans' Home shall be governed and directed by a board of managers. The incorporators herein named shall constitute said board of managers. A majority of the board shall be a quorum to transact business, and any vacancy occurring in said board shall be filled by the remaining members of said board. The said board may be increased in members not exceeding fifteen, if, in the opinion of a majority of the present board, it be deemed expedient.

§ 4. The board of managers shall, in their discretion, have power to receive into its custody and control such children as are referred to in the second section of this act. Whenever such child has been

or may be committed to its custody by the person having the rightful custody or control thereof, and may be abandoned by those having the right to the control and custody thereof, or when such child may in good faith be committed to its custody and control by any two good citizens of this Commonwealth, with the approval of the county court of the county where the child is found, because such child is found by them without home and protection, and moral and religious training: *Provided*, The costs attending the county court proceedings shall be allowed by the court of claims and paid out of the county levy. Said corporation, for the purpose of protection of the person and right of any child committed to its care, is hereby invested with all the rights and powers of a parent or natural guardian, with the right to the exclusive control and custody of the same until the age of eighteen years, if a girl, and twenty-one years, if a boy, unless disposed of sooner as provided by this charter.

§ 5. Said corporation may, through its president, as may be prescribed by its by-laws, permit any suitable person to adopt any child in its custody, and control as their own child, upon proper covenants in writing being executed by such persons and the president, and acknowledged or proven and recorded in the county court clerk's office of Jefferson county as deeds may be; and said corporation may, through its president, as may be prescribed by its by-laws, bind out to any suitable person any child in its custody and control as an apprentice; and may also require of such persons other covenants beneficial to the child in addition to those prescribed by laws, especially that such child shall not be treated as a servant, the apprenticeship to terminate at the lawful age, or as soon as may be expressed in the indentures which shall be acknowledged or proven, and recorded in the county court clerk's office of Jefferson county as deeds may be.

§ 6. The property, money, and estate, and rights of said corporation shall be exempt from all taxation by State or local laws for any purpose whatever.

§ 7. The board of managers shall have power to adopt such by-laws for the regulation of the affairs of the corporation, and to procure or have erected and constructed such buildings and improvements, and to appoint and employ such officers, superintendents, teachers, and other persons, and to do such other things as are necessary and proper to accomplish the objects contemplated by this charter, not inconsistent with the laws of this State or of the United States.

§ 8. The board of managers may provide in the by-laws for the formation of auxiliary societies upon such terms as they think best.

§ 9. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
Albert S. Berry,	Clint. Griffith,	D. G. Mitchell,
J. H. Bruce,	Geo. T Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	Clifton J. Pratt,
A. R. Clarke,	Sam. E. Hill,	G. W. Reeves,
Attila Cox,	Thomas Johnson,	James Shackleford,
Geo. T. Edwards,	P. P. Johnston,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson—26.
John T. Gathright,	R. I. McQuiddy,	

Those who voted in the negative, were—

Cromwell Adair,	Chas. D. Foote,	H. H. Skiles,
Joseph Bertram,	Henry George,	A. H. Willingham—8.
James Blackburn,	John Walter Rowlett,	

Resolved, That the title of said bill be as aforesaid.

The Senate resumed the consideration of the unfinished report of yesterday from the Committee on General Statutes, the question pending being on discharging the committee from the further consideration of a leave to bring in a bill, entitled

A bill to amend section 5 of article 1 of chapter 92 of the General Statutes, entitled "Revenue and Taxation."

And the question being taken thereon, it was decided in the negative.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed an enrolled bill and resolutions, which originated in the Senate, of the following titles, viz:

An act to regulate the appellate jurisdiction of the McCracken circuit court over the judgments and final orders of the Paducah city court, being amendatory of the charter of the city of Paducah.

Resolution in relation to abolishing certain criminal and common pleas courts, and re-districting the State into circuit court districts.

Resolution directing the joint committee appointed to examine into the affairs of the clerks' offices of Jefferson and other counties, to examine into the franchises, conduct, and management of the Louisville Turnpike Company, and make report thereon.

Resolution in relation to hoisting the national flag over the Capitol dome.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY. EXECUTIVE DEPARTMENT,
FRANKFORT, January 10, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

Eugene C. Warren, Jefferson county.
N. R. Wilson, Jefferson county.
Clarence E. Walker, Jefferson county.
J. W. Bloomfield, McCracken county.
A. Y. Culton, Clay county.
Joseph I. Landes, Christian county.
Harry R. Phillips, Jefferson county.
T. P. Young, Boyle county.
J. W. Pruett, Franklin county.
H. D. Stratton, Grant county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills of the following titles were reported from the committee directed to prepare and bring in the same, viz:

By Mr Carpenter, from the Committee on General Statutes—

A bill to amend an act, entitled "An act to regulate the funding of the county debt of Bracken county," approved January 12th, 1878.

By Mr. Hill, from same committee—

A bill to charter and extend the corporate existence, rights, lease, and privileges of the Kentucky River Mills.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read the third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. Reeves, leave of absence, indefinitely, was granted Mr. Carpenter.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

An act to repeal an act, entitled "An act to provide for the levy

of a tax upon dogs, and protect the rights of owners thereof in certain counties."

By Mr. Bruce, from the Committee on Railroads—

An act authorizing the city of Ashland to purchase and donate lands to the Elizabethtown, Lexington and Big Sandy Railroad Company, to issue bonds and levy a tax therefor.

Ordered, That said bills be read a third time

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill, which originated in the Senate, entitled

A bill to provide for altering, amending, or changing the present Constitution of this Commonwealth,

Reported the same without amendment.

Ordered, That said bill be made the special order of the day, to be considered in Committee of the Whole, for Wednesday, January 20th, at 11 o'clock, A. M.

Mr. Berry, from the Committee on General Statutes, to whom was referred leave to bring in a bill, entitled

A bill to define and secure the property rights of married women,

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the negative.

Ordered, That the Committee on General Statutes report said bill.

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill to define and secure the property rights of married women.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed, and referred to the Committee on the Judiciary.

The Senate took up for consideration the resolution proposed by Mr. Hays on yesterday, entitled

Resolution in regard to newspapers to be furnished members of the Senate.

Said resolution reads as follows, viz:

Resolved by the Senate, That the Sergeant-at-Arms be directed to furnish each member of the Senate four daily newspapers each day during the session of the General Assembly, and that the cost of the same be paid by the State, and that the same be provided for in the general appropriation bill.

Mr. George moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	Clifton J. Pratt,
Alex E. Adams,	John T. Gathright,	G. W. Reeves,
Joseph Bertram,	Henry George,	John W. Rowlett,
James Blackburn,	Sam. E. Hill,	Ishmael H. Smith,
J. H. Bruce,	P. P. Johnston,	Richard J. White,
M. T. Carpenter,	R. I. McQuiddy,	J H. Wilkinson,
A. R. Clarke,	D. G. Mitchell,	A. H. Willingham—22.
Charles D. Foote,		

Those who voted in the negative, were—

Albert S. Berry,	R. G. Hays,	W. O. Mize,
Geo. T. Edwards,	Thomas Johnson,	Jas. Shackleford,
Clint. Griffith,	C. N. Lewis,	H. H. Skiles—11.
George T. Halbert,	Thos. J. Megibben,	

So said resolution was rejected.

Mr. White moved to reconsider the vote by which the Senate had rejected said resolution.

Which motion was simply entered.

The Senate took up for consideration the resolution proposed by Mr. Hill on yesterday, entitled

Resolution prescribing the business to be considered by the General Assembly.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the consideration of all local and private legislation be suspended until the General Assembly shall complete measures for the relief of the prisoners confined in the penitentiary, by the erection of a branch penitentiary, or by such other measures as the General Assembly may deem expedient.

And the question being taken on the adoption of said resolution, it was decided in the negative.

So said resolution was rejected.

The Senate took up for consideration the resolution proposed by Mr. White on yesterday, entitled

Resolution in regard to the removal of the Capital.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That, for obvious reasons too numerous to mention, the best interests of the State demand that the Capital be removed to some other point in the Commonwealth convenient to more than one of the great highways of travel.

Ordered, That the further consideration of said resolution be postponed and made the special order of the day for the 30th inst., at 12 o'clock, M.

Mr. Adams, from the Committee on Retrenchment and Reform, reported the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the pay of the Sergeant-at-Arms of the two Houses shall be six dollars each per day. The pay of the Door-keepers each five dollars per day. The pay of the Pages of the two Houses two dollars and twenty-five cents each per day. The Keepers of Cloak-rooms each two dollars and fifty cents per day, and that there shall be three Pages for the use of the Senate, and four for the House of Representatives, the per diem allowance to be as above set forth.

Which, under the rule, lies over one day.

Mr. Willingham moved the following resolution, viz:

Resolved, That the Committee on the Judiciary be directed to inquire into the propriety and expediency of passing a law authorizing persons accused of penal offense to give evidence in their own behalf, as in civil cases, and that they report by bill or otherwise.

Which was read and adopted.

Mr. Gathright moved the following resolution, viz:

Resolved, That a special committee of three be appointed by the Speaker, who shall take into consideration the defects in the laws in relation to the assessment, collection, and disbursement of the revenue, and report by bill or otherwise.

Which was read and adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. P. P. Johnston—

1. A bill to amend section 1, chapter 51, General Statutes, title "Holidays."

On motion of Mr. Frederick—

2. A bill to prevent and punish fraud as to the making and sale of butter and cheese.

On motion of Mr. Pratt—

3. A bill to amend subsection 2 of section 550 of the Civil Code of Practice.

On motion of Mr. Bruce—

4. A bill to amend an act, entitled "An act to incorporate the Dick's River and Lancaster Turnpike Road Company."

On motion of Mr. George—

5. A bill to repeal section 12, article 8, chapter 92, General Statutes.

On motion of same—

6. A bill to repeal section 11, article 8, chapter 92, General Statutes.

On motion of same—

7. A bill to amend section 85 of the Criminal Code.

On motion of same—

8. A bill to amend section 3 of article 35, chapter 29, General Statutes.

Ordered, That the Committee on General Statutes prepare and bring in the 1st, 5th, 6th, and 8th; the Committee on Agriculture and Manufactures the 2d; the Committee on Codes of Practice the 3d and 7th, and the Committee on Internal Improvement the 4th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined an enrolled bill and resolutions, which originated in the Senate, of the following titles, viz:

An act to regulate the appellate jurisdiction of the McCracken circuit court over the judgments and final orders of the Paducah city court, being amendatory of the charter of the city of Paducah;

Resolution in relation to abolishing certain criminal and common pleas courts, and re-districting the State into circuit court districts;

Resolution in relation to hoisting the national flag over the Capitol dome;

Resolution directing the joint committee appointed to examine into the affairs of the clerks' offices of Jefferson and other counties, to examine into the franchises, conduct, and management of the Louisville Turnpike Company, and make report thereon;

And had found the same truly enrolled.

Said bill and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

MONDAY, JANUARY 12, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of resolutions, which originated in the Senate, of the following titles, viz:

Resolution raising a joint committee on mileage.

Resolution in regard to government aid for the improvement of Green river.

With an amendment as a substitute for the last named resolution.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to validate the recording of certain instruments of writing entered on the record books of the Campbell county court clerk's office.

An act to enable J. T. Berry and wife to redeem certain real estate purchased by the State for taxes.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to take the sense of the people of this Commonwealth as to the propriety of calling a Convention to revise the Constitution, and to regulate the manner of taking the list of qualified voters.

2. An act to amend an act, entitled "An act to amend an act approved February 18th, 1860, to empower the county of Bath to make subscriptions to the capital stock of turnpike roads in said county," approved February 5th, 1868.

3. An act to amend the charter of the city of Covington.

4. An act authorizing the court of claims of the county of Kenton to levy an ad valorem tax.

5. A act to regulate the deductions to be made from the salaries of certain judges in certain cases.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 5th to the Committee on the Judiciary; the 2d to the Committee on Internal Improvement, and the 3d and 4th to the Committee on Claims.

On motion of Mr. Foote, leave of absence, indefinitely, was granted Mr. Cox.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 12, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

Jacob S. Bratton, Cumberland county.
James M. Fetter, Jefferson county.
H. C. Truman, Jefferson county.
J. B. Martin, Owen county.
J. C. Revill, Owen county.
Alexander Rodgers, Owen county,
J. K. Lake, Harrison county.
John B. Wallace, Fayette county.
J. F. Johnston, Fayette county.
Ernest Fasy, Logan county.
John H. Hinton, Warren county.
W. S. Barbour, Woodford county.
J. H. Egelhoff, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

1. A bill to authorize the Fayette county court to issue the bonds of said county, for the purpose of providing for the payment of the coupons on the outstanding bonds of said county, and the redemption and cancelment of said bonds, and also to provide for the payment of the coupons and the redemption of the bonds to be issued under this act.

By same—

2. A bill to create and establish the Superior Court of Kentucky.

By same—

3. A bill to amend section 2, article 22, chapter 28, of the General Statutes, title "Courts"

By same—

4. A bill to amend an act, entitled "An act to regulate tolls on turnpike and gravel roads in this Commonwealth, and to impose a penalty for excessive illegal charges," approved April 10th, 1878.

By Mr. Wilkinson, from same committee—

5. A bill to authorize the trustees of Monticello to tax and license the sale of spirituous, malt, and vinous liquors within the town of Monticello.

By same—

6. A bill to authorize the county court of Wayne county to refund the court-house debt of said county at a rate of interest not to exceed six per cent.

By same—

7. A bill to amend title 6, chapter 8, section 280, of the Criminal Code.

By same—

8. A bill to repeal section 281, title 6, chapter 8, of Criminal Code.

By Mr. P. P. Johnston, from same committee—

9. A bill to amend section 55, Criminal Code of Practice.

By same—

10. A bill to amend section 737 of the Civil Code of Practice.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

11. A bill to amend an act, entitled "An act for the benefit of Taylor county," empowering it to compromise its debts, issue bonds, and levy a tax to pay the same.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 2d and 3d were ordered to be printed and recommitted to the Committee on Codes of Practice; the 10th was recommitted to the Committee on Codes of Practice; the 11th was recommitted to the Committee on Propositions and Grievances, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gathright, from the Committee on Internal Improvement, reported a bill, entitled

A bill to incorporate the Woodlake and Spring Station Turnpike Company.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Blackburn, said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Hays, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to incorporate the German Baptist Home, Louisville, Kentucky.

After a short time, said bill was handed in at the Clerk's desk.

Mr. Hays then moved to amend said bill so as to make the title thereof read as follows, viz:

An act to incorporate the German Baptist Orphans' Home, Louisville, Kentucky.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The question was then taken on the passage of said bill, as amended, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

Mr. Griffith, from the Committee on Banks and Insurance, to whom was referred a bill, which originated in the House of Representatives, entitled

An act to establish a Bank of Deposit at Hopkinsville,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the joint resolution heretofore reported by Mr. Adams, from the Committee on Retrenchment and Reform, entitled

Joint resolution in relation to officers and their salaries of this General Assembly.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the pay of the Sergeant-at-Arms of the two Houses shall be six dollars each per day. The pay of the Door-keepers each five dollars per day. The pay of the Pages of the two Houses two dollars and twenty-five cents each per day. The Keepers of Cloak-rooms each two dollars and fifty cents per day, and that there shall be three Pages for the use of the Senate, and four for the House of Representatives, the per diem allowance to be as above set forth.

Mr. Blackburn moved to amend by adding after the word "Senate," where it last occurs in said resolution, the words "*Provided*, That the Sergeant-at-Arms may appoint two of said Pages, and the Speaker may appoint one for the use of the Senate."

And the question being taken thereon, it was decided in the affirmative.

Mr. Halbert moved to amend said resolution, as amended, by striking out the words "three Pages," where it occurs therein, and inserting in lieu thereof the words "four Pages," and by striking out the words "two Pages," where it occurs therein, and inserting in lieu thereof the words "three Pages."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Geo. T. Halbert,	T. J. McElrath,
James Blackburn,	P. P. Johnston,	D. G. Mitchell,
C. W. Gilmore,	C. N. Lewis,	Jas. Shackleford—10.
Clint. Griffith,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	H. H. Skiles,
Joseph Bertram,	R. G. Hays,	Ishmael H. Smith,

A. R. Clarke,	W. O. Mize,	Richard J. White,
Geo. T. Edwards,	Clifton J. Pratt,	J. H. Wilkinson,
Chas. D. Foote,	G. W. Reeves,	A. H. Willingham—16.
John T. Gathright,		

Mr. Pratt then moved to amend said resolution by fixing the pay of Sergeants-at-Arms at $5 per day, Door-keepers $4 per day, Keepers of the Cloak-rooms $2 50, and Pages at $2

Mr. Halbert moved to postpone the further consideration of said resolution and pending amendments until Wednesday, the 14th inst., at 12½ o'clock, P. M.

And the question being taken thereon, it was decided in the negative.

Mr. Foote then moved to amend the amendment proposed by Mr. Pratt, by striking out "$2 50 per day," where it occurs therein, after the words "Cloak-room Keepers," and inserting in lieu thereof $3.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the amendment proposed by Mr. Pratt, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	H H. Skiles,
Joseph Bertram,	Henry George,	Ishmael H. Smith,
James Blackburn,	Clifton J. Pratt,	J. H. Wilkinson,
Geo. T. Edwards,	G. W. Reeves,	A. H. Willingham—13.
Charles D. Foote,		

Those who voted in the negative, were—

Alex. E. Adams,	Geo. T. Halbert,	D. G. Mitchell,
Albert S. Berry,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	P. P Johnston,	John W. Rowlett,
C. W. Gilmore,	C. N. Lewis,	Jas. Shackleford,
Clinton Griffith,	T. J. McElrath,	Richard J. White—15.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	R. I. McQuiddy,
Albert S. Berry,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	R. G. Hays,	John Walter Rowlett,
Charles D. Foote,	P. P. Johnston,	Jas. Shackleford,
John T. Gathright,	C. N. Lewis,	Richard J. White,
C. W. Gilmore,	T. J. McElrath,	J. H. Wilkinson—18.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	H. H. Skiles,
Joseph Bertram,	D. G. Mitchell,	Ishmael H. Smith,
James Blackburn,	Clifton J. Pratt,	A. H. Willingham—11.
Geo. T. Edwards,	G. W. Reeves,	

Mr. Blackburn moved the following resolution, viz:

Resolved, That the Clerk be directed to post, in some convenient place in this chamber, a list of special committees, as the same shall be announced by the Speaker.

Mr. Clarke moved the following amendment as a substitute for said resolution, viz:

Resolved, That the Public Printer be directed to have printed, for the use of the Senate, 100 copies of a list of such select committees as have been appointed to serve during the session.

Which was adopted.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

Mr. Reeves read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on Sinking Fund of the Senate and House of Representatives be requested to ascertain the cash value of the shares of stock in the Bank of Louisville, and stocks owned by the State in turnpike roads in this Commonwealth, and report the result of their investigation to their respective Houses at as early a day as practicable, and that they also report their judgment of the propriety of selling said bank stock and stock in turnpikes.

Which, under the rule, lies over one day.

The Senate took up for consideration the motion heretofore made by Mr. White, to reconsider the vote by which they had rejected a resolution proposed by Mr. Hays directing the Sergeant-at-Arms to furnish each member of the Senate with two daily newspapers.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clinton Griffith,	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	R. G. Hays,	John W. Rowlett,
Geo. T. Edwards,	C. N. Lewis,	James Shackleford,
C. W. Gilmore,	T. J. McElrath,	H. H. Skiles—15.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	Ishmael H. Smith,
Joseph Bertram,	P. P. Johnston,	Richard J. White,
James Blackburn,	R. I. McQuiddy,	J. H. Wilkinson,
Charles D. Foote,	Clifton J. Pratt,	A. H. Willingham—14.
John T. Gathright,	G. W. Reeves,	

Mr. Berry moved to reconsider the vote by which the Senate had adopted said resolution.

Mr. Mitchell moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. White moved the following resolution, viz:

Resolved, That the Committee on Retrenchment and Reform inquire into the expediency of reducing all salaries of officials of the Commonwealth of Kentucky, embracing State officers, judges, clerks, jurors, sheriffs, keepers and employes of charitable institutions, in order to reduce public expenditures at least twenty per cent., and report by bill as soon as possible.

And the question being taken on the adoption of said resolution, it was decided in the negative.

So said resolution was rejected.

Mr. Berry read and laid on the table a joint resolution.

The rule of the Senate requiring joint resolutions to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on Penitentiary and House of Reform be hereby authorized to send for Louis D. Pilsbury to testify before them in relation to reform in our State prison.

Mr. Skiles moved to amend said resolution by adding thereto the following, viz:

Provided, That Mr. Pilsbury come here and give advice free of charge to the State.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The question was then taken on the adoption of the resolution, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	P. P. Johnston,
Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
C. W. Gilmore,	R. G. Hays,	Richard J. White—9.

Those who voted in the negative, were—

Cromwell Adair,	C. N. Lewis,	John W. Rowlett,
Joseph Bertram,	T. J. McElrath,	James Shackleford,
James Blackburn,	R. I. McQuiddy,	H. H. Skiles,
A. R. Clarke,	W. O. Mize,	Ishmael H. Smith,
George T. Edwards,	Clifton J. Pratt,	J. H. Wilkinson,
Charles D. Foote,	G. W. Reeves,	A. H. Willingham—19.
Henry George,		

So said resolution was rejected.

Mr. McElrath then moved to reconsider the vote by which the Senate had rejected said resolution.

Mr. Blackburn moved to lay said motion on the table.

Which motion was adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Willingham—

1. A bill changing the time of the meeting of the General Assembly.

On motion of Mr. Edwards—

2. A bill amending the charter of the town of Gordonsville, Logan county.

On motion of Mr. Smith—

3. A bill in relation to the challenging of jurors of this Commonwealth.

On motion of same—

4. A bill to increase the jurisdiction of the county judges of this Commonwealth.

On motion of Mr. Mize—

5. A bill for the benefit of K. F. Hargis, of Lee county.

On motion of Mr. Blackburn—

6. A bill directing the Commissioners of the Sinking Fund to complete the sale of turnpike stock to D. K. Thornton.

On motion of Mr. Wilkinson—

7. A bill for the benefit of Robert Crenshaw, late common school commissioner of Trigg county.

On motion of Mr. Berry—

8. A bill to amend the charter of the city of Dayton, in Campbell county.

On motion of same—

9. A bill to amend the charter of the city of Dayton, in Campbell county.

On motion of Mr. Hays—

10. A bill for the benefit of D. D. Owens.

On motion of Mr. Halbert—

11. A bill to repeal an act, entitled "An act to establish a criminal court in the 14th judicial district," and to transfer the records and causes therein pending to the circuit courts of said district.

On motion of same—

12. A bill, entitled "An act to give Elliott county her share in the surplus school bonds of Carter, Lawrence, and Morgan counties."

On motion of same—

13. A bill to exempt personal property from sale in certain cases, and to repeal sections 6, 7, and 8, of article 13, chapter 38, of the General Statutes.

On motion of Mr. Lewis—

14. A bill to amend chapter 7 of the General Statutes.

On motion of same—

15. A bill to amend chapter 41 of the General Statutes.

On motion of same—

16. A bill to charter Carter Lodge, No. 264, Independent Order of Odd Fellows, of Grayson, Kentucky.

On motion of same—

17. A bill to amend chapter 49 of the General Statutes.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, 8th, 9th, 11th, and 14th; the Committee on General Statutes the 2d, 13th, 15th, and 17th; the Committee on Courts of Justice the 3d and 4th; the Committee on Propositions and Grievances the 5th; the Committee on Internal Improvement the 6th; the Committee on Education the 7th and 12th; the Committee on Finance the 10th, and the Committee on Religion and Morals the 16th.

And then the Senate adjourned.

TUESDAY, JANUARY 13, 1880.

A message was received from the House of Representatives, announcing that they had adopted resolutions of the following titles, viz:

1. Resolution inviting the Hon. Charles Stewart Parnell to visit the Capital while in the State.

2. Resolution to raise a joint committee to investigate charges against the Blind Institute.

The 1st was taken up, twice read, and concurred in, and the 2d was referred to the Committee on Propositions and Grievances.

That they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act requiring the Jefferson county court to appoint a measurer of tan-bark for said county," approved March 21st, 1872.

2. An act to amend chapter 51, title "Holidays," of the General Statutes.

3. An act to amend section 11, article 5, chapter 62, of General Statutes.

4. An act to regulate the fees of justices of the peace for holding levy courts, &c., in Carter county.

5. An act to prevent the deadening of timber near any of the public highways in Henderson county.

6. An act for the benefit of public roads in Meade and other counties.

7. An act for the benefit of Henry Smith, of Warren county.

8. An act for the benefit of John W. Cook, P. A. Cook, and W. H. Cook, of Warren county.

9. An act to amend an act, entitled "An act to prevent stock from running at large in Campbell county."

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Judiciary; the 2d and 3d to the Committee on General Statutes; the 4th, 5th, 7th, and 8th to the Committee on Propositions and Grievances; the 6th to the Committee on Internal Improvement, and the 9th to the Committee on Immigration and Labor.

The following petitions were presented, viz:

By Mr. Thos. Johnson—

1. The petition of sundry citizens of his Senatorial District, praying for an appropriation for the continuance of the Fish Commission.

By Mr. Rowlett—

2 The petition and remonstrance of citizens of Hart, Barren, and Metcalfe counties, against preventing sale of liquors at Three Springs, in Hart county, Kentucky.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Propositions and Grievances, and the 2d to the Committee on Religion and Morals.

Mr. Blackburn, from the Committee on Charitable Institutions, to whom was referred a resolution from the House of Representatives, entitled

Resolution in regard to the Western Lunatic Asylum at Hopkinsville, Kentucky,

Reported the same without amendment.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Speaker of the House appoint three and the Senate two members, to compose a joint committee, whose duty it shall be to visit the Western Lunatic Asylum at Hopkinsville, Kentucky, and thoroughly investigate the affairs of said Asylum, and report at as early a day as practicable.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

Mr. P. P. Johnston moved to reconsider the vote by which the Senate had concurred in the adoption of said resolution.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston then moved to amend said resolution by adding thereto the following viz:

That said committee be also instructed to visit and investigate the affairs of the Blind Asylum at Louisville, and report if it is conducted according to law, and in harmony with the purpose of its institution.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruce, from the Committee on Railroads—

A bill to incorporate the Blandville and Fort Jefferson Gravel Road Company.

By Mr. Montgomery, from the Committee on the Judiciary—

A bill to empower the board of trustees of the town of Greenup to borrow money to pay for the repairs and extension of the grade at the public landing of said town.

By same—

A bill to regulate proceedings in ordinary actions in Hardin circuit court.

By Mr. McElrath, from same committee—

A bill to legalize the orders of the Oldham county court of claims.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read the third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Hays, from the Committee on Finance, to whom had been recommitted a bill, entitled

A bill to amend article 5, section 11, chapter 62, of the General Statutes, entitled "Juries, Grand and Petit,"

Reported the following as a substitute for the bill and all amendments heretofore proposed.

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter, in any court where jurymen are paid, a petit juryman shall be paid one dollar and twenty-five cents for every day he is in attendance on court, and a grand juryman one dollar for each day he may serve as such.

§ 2. That all laws in conflict with this act are hereby repealed.

§ 3. This act to be in force from its passage.

Mr. Montgomery moved to amend said bill by striking out "one dollar and twenty-five cents," where it occurs in said bill, and inserting in lieu thereof "one dollar and fifty cents for petit jurymen," and striking out "one dollar," where it occurs therein, and inserting in lieu thereof "one dollar and twenty-five cents for grand jurymen."

Mr. Griffith moved a division of the question.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the first proposed amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	C. W. Gilmore,	John W. Rowlett,
James Blackburn,	Clint. Griffith,	Jas. Shackleford,
J. H. Bruce,	C. N. Lewis,	H. H. Skiles,
M. T. Carpenter,	T. J. McElrath,	Ishmael H. Smith,
Attila Cox,	Thos. J. Megibben,	Richard J. White,
Geo. T. Edwards,	Alex. B. Montgomery,	J. H. Wilkinson,
Charles D. Foote,	G. W. Reeves,	A. H. Willingham—22.
W. H. Frederick,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	P. P. Johnston,
Albert S. Berry,	George T. Halbert,	R. I. McQuiddy,
Joseph Bertram,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Thomas Johnson,	Clifton J. Pratt—12.

The question was then taken on the adoption of the second proposed amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Montgomery and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	John W. Rowlett,
James Blackburn,	C. W. Gilmore,	Jas. Shackleford,
J. H. Bruce,	P. P. Johnston,	H. H. Skiles,
M. T. Carpenter,	T. J. McElrath,	Richard J. White,
Attila Cox,	Alex. B. Montgomery,	J. H. Wilkinson,
Geo. T. Edwards,	G. W. Reeves,	A. H. Willingham—19.
Charles D. Foote,		

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	Thos. J. Megibben,
Joseph Bertram,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Thomas Johnson,	Clifton J. Pratt,
Henry George,	C. N. Lewis,	Ishmael H. Smith—14.
Clint. Griffith,	R. I. McQuiddy,	

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill to amend section 4, article 3, chapter 92, of the General Statutes, entitled "Revenue and Taxation"

Said bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the word "twenty-five," in section 4, sixth line, of article 3, chapter 92, entitled "Revenue and Taxation," General Statutes, be stricken out, and in lieu thereof insert "ten."

§ 2. That all laws or parts of laws in conflict with this act be, and the same are hereby, repealed.

§ 3. That this act be in force from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Adair moved to amend said bill by substituting in lieu thereof the following, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 4, article 3, chapter 92, General Statutes, be amended by adding, after the word "cards," in the fourth line thereof, the words, "for which he shall pay to said clerk the sum of five dollars;" and so much of said section as is inconsistent herewith is hereby repealed.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	R. G. Hays,	D. G. Mitchell,
James Blackburn,	Thomas Johnson,	A. B. Montgomery,
Attila Cox,	P. P. Johnston,	John W. Rowlett,
Charles D. Foote,	T. J. McElrath,	Jas. Shackleford,
W. H. Frederick,	R. I. McQuiddy,	H. H. Skiles,
C. W. Gilmore,	Thos. J. Megibben,	A. H. Willingham—19.
Clint. Griffith,		

Those who voted in the negative, were—

Cromwell Adair,	Geo. T. Edwards,	Clifton J. Pratt,
Alex. E. Adams,	Henry George,	G. W. Reeves,
Joseph Bertram,	George T. Halbert,	Ishmael H. Smith,

J. H. Bruce, C. N. Lewis, Richard J. White,
M. T. Carpenter, W. O. Mize, J. H. Wilkinson—16.
A. R. Clarke,

Resolved, That the title of said bill be as aforesaid.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred leave to bring in a bill, entitled

A bill requiring county attorneys to assist the Commonwealth Attorneys in circuit and criminal courts of this Commonwealth,

Asked to be discharged from the further consideration of the leave, and that the same be referred to the Committee on General Statutes.

Which was granted.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Montgomery, from the Committee on the Judiciary—

An act legalizing certain acts of the Common Council of the city of Henderson, and authorizing the collection of the taxes for the year 1879 by S. A. Young, late marshal of said city.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prevent the sale of spirituous, vinous, and malt liquors within two miles of Liberty and Locust Grove Churches, in Christian county.

By same—

An act for the benefit of Jordan and Stephen Kidwell, of Henry county.

By Mr. Pratt, from the Committee on Education—

An act to amend the charter of the South Kentucky Institute, at Hopkinsville, Kentucky.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to cure and perfect defects of the record existing in the Campbell county clerk's office.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Halbert, from the Committee on Religion and Morals, to whom was referred the petition of Annie Louise Quinby, in relation to female suffrage,

Asked to be discharged from the further consideration thereof.

Which was granted.

On motion of Mr. White, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled

An act to amend title 6, chapter 8, section 280, of the Criminal Code.

After a short time, said bill was handed in at the Clerk's desk.

Mr. White then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was adopted.

Ordered, That said bill be recommitted to the Committee on Codes of Practice.

On motion of Mr. White, a message was also sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled

An act to repeal section 281, title 6, chapter 8, of the Criminal Code.

After a short time, said bill was handed in at the Clerk's desk.

Mr. White then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was adopted.

Ordered, That said bill be recommitted to the Committee on Codes of Practice.

The Senate took up for consideration the resolution heretofore proposed by Mr. Reeves, entitled

Resolution directing the Committees on Sinking Fund of the two Houses to ascertain the cash value of the stock owned by the State in the Bank of Louisville, also the value of turnpike stock owned by the State.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on Sinking Fund of the Senate and House of Representatives be requested to ascertain the cash value of the shares of stock in the Bank of Louisville, and stocks owned by the State in turnpike roads in this Commonwealth, and report the result of their investigation to their respective Houses at as early a day as practicable, and that they also report their judgment of the propriety of selling said bank stock and stock in turnpikes.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to enable J. T. Berry and wife to redeem certain real estate purchased by the State for taxes.

And the question being taken on concurring in said amendment, it was decided in the affirmative.

The Senate took up for consideration the amendment proposed by the House of Representatives as a substitute for a resolution, which originated in the Senate, entitled

Resolution in regard to government aid for the improvement of Green river.

Mr. Blackburn moved an amendment as a substitute for said resolution and amendment.

Mr. Mitchell moved that said resolution and proposed amendments be printed, and referred to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the negative.

Mr. Blackburn moved that said resolution and proposed amendments be referred to the Committee on the Judiciary.

Which motion was adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Foote—

1. A bill to amend chapter 37 of the General Statutes, entitled "Evidence."

On motion of same—

2. A bill to transfer causes to and from the Kenton circuit and chancery courts.

On motion of Mr. McQuiddy—

3. A bill to amend an act, entitled "An act to establish and maintain a graded free school in Harrodsburg, Kentucky," approved March 15th, 1876, and the act amendatory thereto, approved April 10th, 1878.

On motion of Mr. Blackburn—

4. A bill to repeal an act to amend article 29, chapter 29, of the General Statutes, title "Crimes and Punishments," approved March 6th, 1878.

On motion of Mr. White—

5. A bill to repeal an act, entitled "An act to prescribe the mode of ascertaining the value of the property of railroad companies for taxation, and for taxing same, and re-enacting section 1, article 12, General Statutes, and amendments thereto," approved March 19th, 1873.

On motion of Mr. Hays—

6. A bill requiring additional qualifications for the various clerks of the courts of this Commonwealth.

On motion of Mr. McElrath—

7. A bill for the benefit of Samuel Whitesides, of Henry county.

On motion of Mr. Bruce—

8. A bill to prevent the destruction of fish in the waters of Dick's river and Hanging Fork.

On motion of Mr. Frederick—

9. A bill to amend section 4, chapter 112, General Statutes.

On motion of Mr. Pratt—

10. A bill to amend chapter 95, title "Salaries," of the General Statutes.

On motion of Mr. Wilkinson—

11. A bill to amend chapter 934, entitled "An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments, and to regulate the compensation therefor."

Ordered, That the Committee on General Statutes prepare and bring in the 1st, 2d, and 4th; the Committee on Education the 3d; the Committee on Retrenchment and Reform the 5th; the Committee on the Judiciary the 6th and 10th; the Committee on Claims the 7th; and the Committee on Propositions and Grievances the 8th, 9th, and 11th.

And then the Senate adjourned.

WEDNESDAY, JANUARY 14, 1880.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Glasgow.

On motion, Mr. P. P. Johnston was excused from serving upon the special committee appointed to examine into the Penitentiary question, and Mr. Pratt was added thereto.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 14, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

Thos. G. Calvert, Fayette county.
Chas. R. Whipple, Jefferson county.
C. P. Buchanan, Campbell county.
Ed. C. Ramme, Campbell county.
Waller Overton, Campbell county.
George L. Everback, Jefferson county.
Chas. Hebel, Jefferson county.
Fountain Riddle, Boone county.
J. S. Kline, Jefferson county.
W. W. Howard, Nicholas county.
D. G. Falconer, Fayette county.
C. D. Pattie, Madison county.
James E. Sarver, Letcher county.
Daniel M. Cassidy, Lyon county.
T. T. Reynolds, Barren county.
Gideon King, Henry county.
V. H. Abbott, Trimble county.
James O. Bersott, Carroll county.
C. A. Clarkson, Carroll county.
F. T. Fox, jr., Jefferson county.
L. C. Willis, Jefferson county.
Richard A. Jones, Jefferson county.
J. T. Scott, Pendleton county.
T. J. Batman, Jefferson county.
Frank E. Perrin, Jefferson county.

J. P. Braden, Christian county.
Thos. W. Long, Christian county.
J. Fisher, jr., Jefferson county.
F. O. Anderson, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

On motion of Mr. Megibben, Messrs. Adair and Clarke were added to the special committee on the Penitentiary.

In pursuance of resolutions heretofore adopted, the Speaker appointed the following Senators as members of the respective committees referred to in said resolutions, viz:

Joint Committee on Mileage—Messrs. A. H. Willingham, C. N. Lewis, and I. H. Smith.

Special Committee to take into Consideration the Defects in Relation to the Assessments, Collections, and Disbursements under the Revenue Laws—Messrs. J. T. Gathright, P. P. Johnston, Geo. T. Halbert, H. H. Skiles, and J. W. Rowlett.

Joint Committee on Re-districting the State into Judicial Districts—Messrs. T. J. McElrath, C. D. Foote, and G. W. Reeves.

In pursuance of a joint resolution heretofore adopted, the Speaker of the Senate appointed Messrs. Blackburn and Wilkinson, to act in conjunction with a similar committee appointed on the part of the House of Representatives, to visit the Western Lunatic Asylum at Hopkinsville, Kentucky, and Institution for the Blind at Louisville.

On motion, Mr. Wilkinson was added to the Committee on Penitentiary and House of Reform.

On motion of Mr. Hays, leave of absence, indefinitely, was granted Mr. Mitchell.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. George, from the Committee on Claims—

A bill for the benefit of R. D. Lusk, of Garrard county.

By Mr. Frederick, from same committee—

A bill for the benefit of John T. Craddock, of Hart county.

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill to increase the penal jurisdiction of the police court of the town of Lancaster, in Garrard county.

By Mr. Berry, from the Committee on Education—

A bill to amend an act, entitled, "An act to establish and maintain a graded school in Harrodsburg," approved March 15th, 1876, and the act amendatory thereto, approved April 10th, 1878.

By Mr. Hays, from the Committee on Finance—

A bill for the benefit of D D. Owens.

By Mr. Clarke, from the Committee on General Statutes—

A bill to amend the charter and laws of the city of Dayton, in Campbell county.

By same—

A bill to amend the charter of the city of Dayton.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

An act to repeal an act, entitled "An act to prevent stock from running at large on turnpike roads in Woodford, Boyle, and Garrard counties," approved February 17th, 1876, so far as to strike out Boyle county.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to authorize a reduction of the capital stock of the German Bank of Louisville.

By same—

An act to amend an act, entitled "An act to amend an act to establish the People's Bank," approved March 8, 1878.

By Mr. Foote, from the Committee on Claims—

An act authorizing the court of claims of the county of Kenton to levy an ad valorem tax.

By Mr. Mize, from same committee—

An act for the benefit of Mary E. Cobb, of Webster county, administratrix of Charles S. Cobb, deceased, appropriating her the sum of fifty dollars.

By Mr. Berry, from the Committee on Education—

An act for the benefit of school district No. 13, Bourbon county.

By Mr. Halbert, from same committee—

An act to incorporate East Lynn College, Larue county.

By Mr. Reeves, from the Committee on the Judiciary—

An act for the benefit of J. H. Hart and N. O. Kendall, of the county of Fleming.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Skiles, from the Committee on Courts of Justice, reported a bill, entitled

A bill to repeal an act establishing a criminal court in the sixth judicial district, and in Hardin county, approved February 23d, 1876, and all acts amendatory thereto.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Rowlett,

Ordered, That said bill be recommitted to the Committee on Courts of Justice.

Mr. Rowlett, from the Committee on Agriculture and Manufactures, reported a bill, entitled

A bill to prevent and punish fraud as to making and sale of butter and cheese in this Commonwealth.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be recommitted to the Committee on Agriculture and Manufactures.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill to repeal an act authorizing a reward for killing wolves, red foxes, grey foxes, and wild cats.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act authorizing a reward for killing wolves, red foxes, grey foxes, and wild cats," approved February 13th, 1873, be, and the same is hereby, repealed.

§ 2. That this act be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Halbert and Johnston, were as follows, viz :

Those who voted in the affirmative, were—

Albert S. Berry,	Henry George,	Clifton J. Pratt,
James Blackburn,	Clinton Griffith,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	James Shackleford,
A. R. Clarke,	T. J. McElrath,	H. H. Skiles,
Attila Cox,	R. I. McQuiddy,	Ishmael H. Smith,
Charles D. Foote,	Thos. J. Megibben,	J. H. Wilkinson,
W. H. Frederick,	A. B. Montgomery,	A. H. Willingham—24.

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	C. N. Lewis,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
Geo. T. Edwards,	Thomas Johnson,	Richard J. White—9.

Resolved, That the title of said bill be as aforesaid.

Mr. Thos. Johnson, from the Committee on Federal Relations, to whom was referred a resolution from the House of Representatives, entitled

Resolution requesting our members in Congress to use all honorable means to procure the passage of an act giving a pension to the soldiers of the Mexican war,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

Mr. Foote, from the Committee on Claims, to whom was referred leave to bring in a bill, entitled

A bill for the benefit of Jos. Greenwell, committee for Wm. Brooks,

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the negative.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill to amend article 4 of chapter 41, title "Fees," of the General Statutes.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Sundry amendments were proposed to said bill.

Pending the consideration of which, Mr. Reeves moved to recommit said bill and pending amendments to the Committee on Finance.

Which motion was adopted.

Mr. Berry moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts report to the Senate, at his earliest convenience, an itemized account for warrants drawn under head "For Auditor's Office," reported in Auditor's Report for 1879, page 35, thus:

"For warrants drawn under this head, under chapters 15 and 89, General Statutes, $1,196 10"

And a like itemized account under same chapters, reported under head "Court of Appeals," for $3,582 83.

And a like itemized account, under head "Executive Mansion," page 44, Auditor's Report, stated thus: "For warrants drawn under this head," $1,797 90.

And a like itemized account, under head "For Executive Offices," page 45, $1,484 51.

That the Auditor of Public Accounts report to the Senate, at his earliest convenience, an itemized account of the amount paid guards in the county of Fayette, on page 221, Auditor's Report, 1879.

Which was read and adopted.

Bills of the following titles were reported from the committee directed to prepare and bring in the same, viz:

By Mr. Rowlett, from the Committee on Finance—

A bill to increase the revenue of the State.

By Mr. McQuiddy, from same committee—

A bill to increase the resources of revenue, and authorizing the sale of bank stock.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be committed to the Committee on Sinking Fund.

Mr. Bertram, from the Committee on General Statutes, to whom was referred leave to bring in a bill, entitled

A bill to regulate fees of county judges and their commissioners,

Asked to be discharged from the further consideration of the leave.

Which was granted.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred leave to bring in a bill, entitled

A bill to repeal an act, entitled "An act relating to the Christian County and Clarksville Turnpike Company,"

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate Science Hill School at Shelbyville;

An act authorizing the city of Ashland to purchase and donate lands to the Elizabethtown, Lexington and Big Sandy Railroad Company, to issue bonds, and levy a tax therefor;

An act to repeal an act, entitled "An act to provide for the levy of a tax upon dogs, and protect the rights of owners thereof in certain counties," approved March 16th, 1876;

An act to change the time of holding the quarterly courts in Jessamine county;

An act to incorporate the German Baptist Orphans' Home, Louisville, Kentucky;

An act to establish the City Bank at Hopkinsville;

Resolution for the benefit of J. J. Pursley;

Resolution in regard to the Western Lunatic Asylum at Hopkinsville, Kentucky, and the Institution for the Blind;

Resolution inviting the Hon. Charles Stewart Parnell to visit the Capital while in this State;

And enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to empower the county court of Pendleton county to make subscription to the capital stock of turnpike roads in said county," approved March 15th, 1878;

An act to charter the American Short-horn Record Association;

An act to validate the recording of certain instruments of writing entered on the record books of the Campbell county court clerk's office;

Resolution directing the Public Printer to furnish printed sheets of the Journals of the two Houses during the present session;

Resolution in relation to newspapers furnished members of this General Assembly;

Resolution directing the firing of a national salute on the 8th of January and 22d of February;

Resolution raising a joint committee on mileage;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Blackburn—

1. A bill prescribing an oath to be taken by all officers appointed or elected, approved March 20th, 1876.

On motion of Mr. Mize—

2. A bill for the benefit of W. W. Cox, late sheriff of Morgan county.

On motion of same—

3. A bill for the benefit of W. W. Cox, late judge of Morgan county.

On motion of Mr. Berry—

4. A bill for the benefit of Michael Popp, of Ohio county.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st; the Committee on Propositions and Grievances the 2d and 3d, and the Committee on Claims the 4th.

And then the Senate adjourned.

THURSDAY, JANUARY 15, 1880.

A message was received from the House of Representatives, announcing their concurrence in the adoption of the amendments proposed by the Senate to a bill and resolution, which originated in the House of Representatives, of the following titles, viz:

An act to cure and perfect defects of the record existing in the Campbell county clerk's office.

Resolution in regard to the Western Lunatic Asylum at Hopkinsville.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Mulberry Turnpike Road Company, approved February 20, 1860.

An act to incorporate the Augusta and Foster Turnpike Road Company, in Bracken county.

An act for the benefit of the trustees of the town of Hartford.

That they had adopted a resolution, entitled

Resolution in regard to the sanitary condition of the Penitentiary.

On motion of Mr. P. P. Johnston, said resolution was referred to the Committee on the Penitentiary.

That they had passed bills of the following titles, viz:

1. An act for the benefit of John Scott, of Fleming county.

2. An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State and bordering on the navigable rivers thereof, for the purpose of constructing canals, or of erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slackwater navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

3. An act to authorize the city of Lexington to donate lands and bonds for the benefit of Agricultural and Mechanical College of Kentucky, and to provide for the payment of the bonds.

4. An act to enable the city of Lexington to fund its debts in bonds bearing 6 per cent. interest.

5. An act to prohibit the sale of spirituous, vinous, and malt liquors within three miles of new Gasper Church, in Warren county.

6. An act to incorporate the Jackson Street Colored Methodist Church, Louisville.

7. An act to prevent the sale of spirituous, vinous, malt, or other intoxicating liquors, or any mixture thereof, in any quantity, at the High Bridge Camp Meeting Ground, in Jessamine county, or within two miles of said place.

8. An act to amend an act, entitled "An act for the benefit of the creditors of the Allensville Turnpike Road Company."

9. An act for the benefit of the Nicholasville and Kentucky River Turnpike Company.

10. An act to authorize the present judge of the Woodford county court to sign the orders of the county and quarterly courts left unsigned by his predecessor.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Propositions and Grievances; the 2d and 9th to the Committee on Internal Improvement; the 3d and 4th to the Committee on Codes of Practice; the 5th, 6th, and 7th to the Committee on Religion and Morals; the 8th to the Committee on Courts of Justice, and the 10th was ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following petitions were presented, viz:

By Mr. Halbert—

1. The petition of sundry citizens of Greenup county in relation to the sale of intoxicating liquors in said county; and also a remonstrance upon the same subject.

By Mr. Shackleford—

2. The petition of sundry citizens of Lewis county, in regard to an efficient fish law for the protection of the fish in the waters of this Commonwealth.

Which petitions were received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. P. P. Johnston read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee of one from the Senate and two from the House be appointed to visit the Deaf and Dumb Asylum at Danville, to ascertain and report if the capacity of said institution is sufficient to meet the just claims of the class of unfortunates the inmates belong to have on the State; and if not, what is necessary to be done to satisfy the obligation. Also as to any other matters in connection therewith, not already before the Legislature, about which it ought to be informed.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Cox, from the Committee on Internal Improvement—

1. An act to amend an act, entitled "An act to amend an act approved February 18th, 1860, to empower the county of Bath to make subscriptions to the capital stock of turnpike roads in said county," approved February 5th, 1868.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

2. An act to regulate the fees of justices of the peace for holding levy courts, &c., in Carter county.

By same—

3. An act for the benefit of the Phœnix Hotel Company.

By same—

4. An act to prevent the deadening of timber near any of the public highways in Henderson county.

By same—

5. An act to amend an act, entitled "An act to regulate the jurisdiction of quarterly courts and courts of justices of the peace in Fulton, Hickman, and Graves counties."

By same—

6. An act to repeal an act, entitled "An act to authorize John B. Goff to erect a boom across Big creek, in Martin county," approved March 21st, 1871.

By same—

7. An act to limit the county levy or poll-tax of Carter county to two dollars.

By same—

8. An act for the benefit F. J. Huston, late sheriff of Taylor county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 4th was placed in the orders of the day, and the 1st, 2d, 3d, 5th, 6th, 7th, and 8th were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Halbert, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to take the sense of the people of this Commonwealth as to the propriety of calling a Convention to revise the Constitution, and to regulate the manner of taking the list of qualified voters,

Reported the same without amendment.

Mr. White moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, It is the sentiment of this General Assembly, and many good citizens of this Commonwealth, that experience has pointed out the necessity of calling a Convention with the view of amending the Constitution of this State; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be the duty of the sheriffs and other officers, at the next general election held for Representatives after the passage of this act, to open a poll for, and make a return to the Secretary of State for the time being, of the names of all citizens entitled to vote for Representatives who have voted for calling a Convention.

§ 2. *Be it further enacted*, That any sheriff or other returning officer failing to perform the duty imposed by the first section of this act, shall be subject to a fine of six hundred dollars, to be recovered by indictment by any grand jury in any court having jurisdiction thereof; and also be subject, upon conviction of such failure, to removal from office.

§ 3. *Be it further enacted*, That it shall be the duty of the Secretary of State to have this act advertised in the columns of one weekly newspaper in every county in this State, for two consecutive weeks immediately preceding the election, and in one of the daily newspapers in the city of Louisville for thirty days immediately preceding

the election: *Provided, however*. There is no weekly newspaper in any one or more counties of this Commonwealth in which said advertisement can be made, it is made his duty to have posted a printed copy of said bill, in handbill form, at the court-house door of such counties, for at least two consecutive weeks preceding said election.

§ 4. *Be it further enacted*. That the Public Printer shall, upon a separate sheet, print ten thousand copies of this act, and deliver them to the Secretary of State, who shall send seventy-five copies of the same to the clerk of the county court of each county in the State at the time of forwarding the Acts of the General Assembly; and said clerks shall deliver the same to the sheriffs of their several counties.

§ 5. *Be it further enacted*, That it shall be the duty of the clerks or judges conducting the said general election to propound to each voter the following question: "Do you vote for calling a Convention or not?" and if he answers in the affirmative, his name shall be recorded as having voted for calling a Convention.

§ 6. *Be it further enacted*, That it shall be the duty of the assessors of tax to open a column in their assessor's books, and enroll therein the name of each citizen entitled to vote for Representative for the year 1881; but the assessor shall only enroll the names of those whom they shall know to be entitled, at the time, to vote for Representatives, such knowledge to be based—1st Either upon the personal knowledge of the assessor. 2d. Or upon satisfactory information obtained by the assessor directly from the person whose name is enrolled. 3d. Or upon satisfactory information obtained, under oath, from those who, of their own knowledge, testify to the facts which are necessary to such qualification; and for enrolling names without such knowledge or information, such assessor shall be deemed guilty of a misdemeanor, and fined twenty dollars for each and every name so improperly enrolled; which fine shall be enforced in any court of competent jurisdiction, and be for the benefit of the common schools of the Commonwealth; and they shall be governed, in all cases in ascertaining who is entitled to vote, by the laws then in force to prevent illegal voting; and this column, written in a fair and legible hand, shall be transmitted, with the assessors' books, to the Auditor, who shall make out a copy thereof, and deposit the same in the office of the Secretary of State for the time being, who shall transmit the same to the next Legislature as a list of those who are entitled to vote for Representatives, in order that the Legislature may have the means to ascertain whether a majority of the citizens of the State entitled to vote for Representatives have voted for a Convention.

§ 7. *Be it further enacted*, That it shall be the duty of each assessor of tax, who shall be in office in the year 1881, as soon as he shall be advised of the passage of this act, to go before a justice of the peace and take the following oath: "I do solemnly swear I will, to the best of my ability, fairly ascertain the number of qualified voters in the district in which I was elected for the year 1881, and report the same, with my book made as assessor of tax, before the first day of May, 1881."

§ 8. *Be it further enacted*, That the assessors of tax may, and they are hereby required to examine, on oath, any person in relation to

his right to vote for Representatives, when he has doubt as to his right to vote; and any person who shall knowingly swear falsely before the assessor, and shall thereof be convicted, shall be subjected to all the pains and penalties of the crime of perjury.

§ 9. *Be it further enacted*, That the assessor shall write "sworn" opposite the name of each person sworn by him.

§ 10. *Be it further enacted*. That it shall be the duty of the Public Printer to print five hundred copies of the 7th, 8th, and 9th sections of this act, immediately after its passage, and deliver them to the Secretary of State for the time being, who shall transmit them forthwith to the county clerks, to be delivered by them, as soon as possible, to the assessors of tax for the year 1881.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	Thos. J. Megibben,
Alex. E. Adams,	Clint. Griffith,	W. O. Mize,
James Blackburn,	George T. Halbert,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	G. W. Reeves,
M. T. Carpenter,	P. P. Johnston,	John W. Rowlett,
A. R. Clarke,	C. N. Lewis,	Jas. Shackleford,
Attila Cox,	T. J. McElrath,	Ishmael H. Smith,
Geo. T. Edwards,	R. I. McQuiddy,	J. H. Wilkinson—25.
W. H. Frederick,		

Those who voted in the negative, were—

Joseph Bertram,	Alex. B. Montgomery,	Richard J. White—5.
R. G. Hays,	H. H. Skiles,	

Resolved, That the title of said bill be as aforesaid.

Mr. Blackburn read and laid on the table a joint resolution.

The rule of the Senate requiring joint resolutions to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint special committee of two Senators and three Representatives be appointed by the respective Speakers of the two Houses, whose duty it shall be to visit the Lunatic Asylum at Hopkinsville, and also the School for the Education of the Blind at Louisville, to inquire into the conduct and management of said institutions, as well as any complaints and charges of misconduct which may be brought before said committee; and said committee shall make its report to this General Assembly at the earliest day practicable.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Halbert, from the Committee on the Judiciary—

A bill to repeal an act, entitled "An act to create a criminal court in the 16th judicial district," and to transfer the records and causes therein pending to the circuit courts of said district.

By same—

A bill to repeal an act, entitled "An act to establish a criminal court in the 14th judicial district," and to transfer the records and causes therein pending to the circuit courts of said district.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to amend the act to incorporate the town of Chester.

By same—

A bill for the benefit of K. F. Hargis, late clerk of the quarterly and circuit courts of Lee county.

By same—

A bill for the benefit of W. W. Cox, late judge of Morgan county court.

By same—

A bill for the benefit of W. W. Cox, late sheriff of Morgan county.

By same—

A bill for the benefit of Taylor county.

By same—

A bill for the benefit of James M. Sowards, of Greenup county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their concurrence in the amendment proposed by the Senate to a resolution, which originated in the House of Representatives, entitled

Resolution in regard to the Western Lunatic Asylum at Hopkinsville.

Which was granted.

The question was then taken, "Will the Senate adhere to their proposed amendment?" and it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill, entitled

A bill prescribing the duties of county attorneys.

Sundry amendments were proposed to said bill.

Pending the consideration of which, Mr. Montgomery moved to recommit said bill and proposed amendments to the Committee on Courts of Justice.

Which motion was adopted.

Mr. Edwards, from the Committee on the Judiciary, to whom was referred leave to bring in a bill, entitled

A bill to amend chapter 7, General Statutes,

Asked to be discharged from the further consideration of the leave.

Which was granted.

Mr. P. P. Johnston presented the following communication from the Auditor, which was read and ordered to be spread upon the Journal, viz:

STATE OF KENTUCKY,
OFFICE AUDITOR PUBLIC ACCOUNTS,
FRANKFORT, January 15th, 1880.

Senator Johnston:

I find the charge in the Auditor's Report, 1879, page 221, against Fayette county, of $9,031 20 for guards, is an error. There is really no charge whatever against Fayette county for guards.

Yours, respectfully,
FAYETTE HEWITT, *Auditor.*

Mr. P. P. Johnston presented the following communication from Hon. D. Howard Smith, ex-Auditor of State, which was read, and ordered to be spread upon the Journal:

FRANKFORT, January 15, 1880.

Hon. P. P. Johnston, Senate Chamber:

DEAR SIR: My attention was called last night for the first time to an error in Table No. 13, page 221 of my last report as Auditor, from which it appears that Fayette county is charged $9,031 20 as having been paid for guards. The error occurred in this wise: my clerk, in making up that table from the "County Expenditure Book," erroneously placed that sum ($9,031 20) in the column for guards, when it ought to have been placed in the jailer's column, and put the sum of

$2,041 83 in said last mentioned column instead of the witness column. There is nothing charged to Fayette county for guards for the last fiscal year. It is proper for me to say in this connection, that the errors mentioned do not change the aggregate amount of the expenses of said county. There is no error except in placing the amounts mentioned in the wrong columns

Be kind enough to lay this communication before the Senate.

Very respectfully,

Your obedient servant,

D. HOWARD SMITH.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 15, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

Bedford Leslie, Barren county.
Wm. N. Mayfield, Jefferson county.
D. L. Frazier, Owen county.
H. M. Winslow, Carroll county.
John Cokely, Jefferson county.
Jas. W. Cochran, Fayette county.
Noah Spears, Scott county.
R. C. Nuckols, Scott county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred the resolution heretofore introduced by Mr. Willingham, entitled

Resolution directing the Committee on the Judiciary to inquire into the expediency of passing a bill authorizing persons accused of penal offenses to give evidence in their own behalf,

Asked to be discharged from the further consideration of said resolution.

And the question being taken thereon, it was decided in the negative.

Mr. Berry then moved that said resolution be referred to the Committee on Codes of Practice.

Which motion was adopted.

Mr. Shackleford, from the Committee on Propositions and Grievances, reported a bill, entitled

A bill for the benefit of John Buckley, of Muhlenburg county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Blackburn moved an amendment to said bill.

Which was rejected.

Mr. White moved an amendment to said bill.

Which was adopted.

Mr. Montgomery then moved that said bill be recommitted to the Committee on Propositions and Grievances.

Which motion was adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. P. P. Johnston—

1. A bill to establish a Normal School for colored citizens of this Commonwealth.

On motion of Mr. George—

2. A bill to reduce the salaries of judges of the circuit, criminal, and common pleas courts from $3,000 to $2,000.

On motion of Mr. Bruce—

3. A bill to repeal an act, entitled "An act to create a court of common pleas in the counties of Boyle, Garrard, Lincoln," &c.

On motion of Mr. Carpenter—

4. A bill to regulate and prevent the sale of spurious articles of fertilizers within this Commonwealth.

On motion of Mr. Halbert—

5. A bill for the benefit of A. J. Harrison and Samuel Ellis, late sheriffs of Lewis county.

On motion of Mr. Montgomery—

6. A bill for the benefit of J. F. Smith, late sheriff of Bullitt county.

On motion of Mr. Berry—

7. A bill to protect game in Kentucky.

On motion of Mr. Skiles—

8. A bill to amend chapter 92, article 5, section 8, and article 7, section 10, General Statutes.

On motion of Mr. Shackleford—

9. A bill for the benefit of Thos. W. Mitchell, late clerk of the Lewis circuit court and the Lewis county court.

On motion of same—

10. A bill to incorporate the Maysville Agricultural and Mechanical Association.

On motion of Mr. Cox—

11. A bill for the benefit of Thos A. Ireland, late clerk of the Owen county court.

On motion of same—

12. A bill assigning a room for the use of the Clerk of the Court of Appeals.

On motion of same—

13. A bill to repeal section 2 of an act, entitled "An act making further appropriations for rebuilding the Capitol, and withdrawing the room appropriated by the commissioners in said act for the use of the United States circuit and district courts of Kentucky."

Ordered, That the Committee on Education prepare and bring in the 1st; the Committee on Retrenchment and Reform the 2d; the Committee on Courts of Justice the 3d and 11th; the Committee on Propositions and Grievances the 5th, 6th, and 9th; the Committee on General Statutes the 4th, 7th, and 8th; the Committee on Agriculture and Manufactures the 10th, and the Committee on Sinking Fund the 12th and 13th.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to validate the recording of certain instruments of writing entered on the record books of the Campbell county court clerk's office.

An act to amend an act, entitled "An act to empower the county court of Pendleton county to make subscription to the capital stock of turnpike roads in said county," approved March 15th, 1878.

An act to charter the American Short-horn Record Association.

An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Glasgow."

An act to enable J. T. Berry and wife to redeem certain real estate purchased by the State for taxes.

Resolution directing the firing of a national salute on the 8th of January and 22d of February.

Resolution raising a joint committee on mileage.

Resolution directing the Public Printer to furnish printed sheets of the Journals of the two Houses during the present session.

Resolution in relation to newspapers furnished members of this General Assembly.

Mr. P. P. Johnston moved the following resolution, viz:

Resolved, That the Select Committee on Penitentiary be empowered to appoint a person to act as clerk and sergeant-at-arms to said committee.

Which was read and adopted.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the South Kentucky Institute, at Hopkinsville, Kentucky, approved February 24, 1849;

An act for the benefit of Jordan and Stephen Kidwell, of Henry county;

An act to cure and perfect defects of the records existing in the Campbell county clerk's office;

An act legalizing certain acts of the Common Council of the city of Henderson, and authorizing the collection of the taxes for the year 1879 by S. A. Young, late marshal of said city;

An act to prevent the sale of spirituous, vinous, and malt liquors within two miles of Liberty and Locust Grove Churches, in Christian county;

An act to authorize a reduction of the capital stock of the German Bank of Louisville;

An act to amend an act, entitled "An act to amend an act to establish the People's Bank," approved March 8, 1878;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to enable J. T. Berry and wife to redeem certain real estate purchased by the State for taxes;

An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Glasgow;"

An act to amend the charter of the Mulberry Turnpike Road Company, approved February 20, 1860;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto,

and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

FRIDAY, JANUARY 16, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had signed and approved enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate Science Hill School at Shelbyville.

An act to repeal an act, entitled "An act to provide for the levy of a tax upon dogs, and protect the rights of owners thereof in certain counties," approved March 16th, 1876.

An act authorizing the city of Ashland to purchase and donate lands to the Elizabethtown, Lexington and Big Sandy Railroad Company, to issue bonds, and levy a tax therefor.

An act to establish the City Bank at Hopkinsville.

An act to incorporate the German Baptist Orphans' Home, Louisville, Kentucky.

An act to change the time of holding the quarterly courts in Jessamine county.

An act for the prevention of the sale of spirituous, vinous, and malt liquors within two miles of Liberty and Locust Grove Churches, in Christian county.

An act to amend the charter of South Kentucky Institute at Hopkinsville, approved February 24th, 1849.

An act legalizing certain acts of the Common Council of the city of Henderson, and authorizing the collection of the taxes for the year 1879 by S. A. Young, late marshal of said city.

An act to cure and perfect defects of the records existing in Campbell county clerk's office.

An act for the benefit of Jordan and Stephen Kidwell, of Henry county.

Resolution inviting the Hon. Charles Stewart Parnell to visit the Capital while in this State.

Resolution for the benefit of J. J. Pursley.

That they had concurred in the adoption of a resolution, which originated in the Senate, of the following title, viz:

Resolution directing the Committees on Sinking Fund of the two Houses to ascertain the cash value of the stock owned by the State in the Bank of Louisville, also the value of turnpike stock owned by the State.

That they had passed a bill, entitled

An act for the benefit of John J. Kouns, late sheriff of Boyd county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on Finance.

That they had adopted resolutions of the following titles, viz:

1. Resolution to raise a joint committee to revise the revenue laws.

2. Resolution to raise a joint special committee to investigate the Lunatic Asylum at Hopkinsville.

3. Resolution instructing joint committee to re-district the State into eighteen judicial districts.

Said resolutions were then taken up and referred—the 1st to the Committee on Finance; the 2d to the Committee on Charitable Institutions, and the 3d, an amendment as a substitute therefor proposed by Mr. Montgomery, was twice read and adopted.

The following petitions were presented, viz:

By Mr. Rowlett—

1. The petition of sundry tanners of the city of Louisville, protesting against the appointment of a measurer of tan-bark for that city.

By same—

2. The petition of sundry bark shippers and peelers, of Larue county, Kentucky, protesting against the appointment of a measurer of tan-bark for the city of Louisville.

Which petitions were received, the reading dispensed with, and referred to the Committee on the Judiciary.

Mr. Blackburn moved the following resolution, viz:

Resolved, That the committees of this Senate be directed to report favorably on no bill giving sheriffs or other officers longer time than now allowed by law to pay revenue into the Treasury.

Which was read and adopted.

Mr. P. P. Johnston moved that the Special Committee on the Penitentiary be allowed to sit during the session of the Senate.

Which motion was adopted.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruce, from the Committee on Railroads—

1. A bill defining and regulating charges on through and way freights on railroads operating in this Commonwealth, and to impose a penalty for violating the same.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

2. A bill to amend chapter 934, entitled "An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments of courts, and to regulate the compensation therefor.

By Mr. Halbert, from the Committee on Religion and Morals—

3. A bill to charter Carter Lodge, No. 264, Independent Order of Odd Fellows, of Grayson, Kentucky.

By same—

4. A bill to incorporate the United Baptist Church of Freedom, in Barren county.

By same—

5. A bill to amend an act incorporating Adairville Lodge, of Logan county, No. 92, Independent Order of Odd Fellows.

By Mr. Adams, from the Committee on Retrenchment and Reform—

6. A bill to regulate the *pro tem.* services of circuit judges and Commonwealth's Attorneys.

By Mr. Reeves, from the Committee on Courts of Justice—

7. A bill for the benefit of Benj. F. Young, owner of the established ferry at the town of Russell, Greenup county, Kentucky, and his successors.

By same—

8. A bill for the benefit of C. M. Fraize, of Hardin county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

9. A bill to amend section 340 of the Code of Practice in criminal cases.

By same—

10. A bill to amend section 353 of the Code of Practice in criminal cases.

By Mr. Foote, from same committee—

11. A bill to regulate the fees of certain officers in trials of writs of forcible entry and detainer.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st be printed, and recommitted to the Committee on Railroads; and the 6th, on motion of Mr. Rowlett, was referred to the Committee on the Judiciary, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. White moved the following resolution, viz:

Resolved, That his Excellency, Gov. Blackburn, be requested to furnish the Senate with a copy of the last report of the Inspectors of the Penitentiary.

Which was rejected.

On motion of Mr. Rowlett, leave of absence, indefinitely, was granted Mr. Smith.

A message in writing was received from the Governor by Mr Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 16, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

M. W. Perry, Jefferson county.
P. J. Overly, Jefferson county.
John K. Goodloe, Jefferson county.
Joseph M. Gleason, Jefferson county.
H. M. Burford, Jefferson county.
W. H. Nickels, Letcher county.
John L. Dodd, Jefferson county.
W. J. Duncan, Jefferson county.
John B. Baskin, Jefferson county.

H. W. Barclay, Jefferson county.
G. F. Gallup, Boyd county.
Emory C. Evans, Bullitt county.
James G. Malone, Jefferson county.
H. B. Higgins, Fayette county.
A. E. Richards, Jefferson county.
W. H. Fritts, Nicholas county.
Frank Wood, Kenton county.
H. P. Kinkead, Fayette county.
J. Wesley Durham, Boyle county.
Vincent Cox, Jefferson county.
D. C James, Union county.
Hiram Smith, Union county.
Stephen W. D. Stone, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed an enrolled bill, which originated in the Senate, of the following title, viz .

An act to amend the charter of the Mulberry Turnpike Road Company, approved February 20th, 1860.

Mr. Cox, from the Committee on Sinking Fund, to whom was referred leave to bring in a bill, entitled

A bill directing the Commissioners of the Sinking Fund to complete the sale of turnpike stock to E. K. Thornton,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred leave to bring in bills of the following titles, viz:

A bill to amend section 85 of the Criminal Code of Practice;

A bill to amend section 3, article 35, chapter 29, General Statutes, title "Crimes and Punishments;"

Asked to be discharged from the further consideration of the leaves.

Which was granted.

Mr. McElrath, from the Committee on Codes of Practice, to whom was recommitted a bill, entitled

A bill to amend section 737 of the Civil Code of Practice,

Reported the same with an amendment.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

Said bill was engrossed and read a third time.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Bruce, from the Committee on Railroads—

1. An act to amend an act, entitled "An act to incorporate the Cumberland and Ohio Railroad Company."

By Mr. Cox, from the Committee on Internal Improvement—

2. An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State and bordering on the navigable rivers thereof, for the purpose of constructing canals, or of erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slackwater navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

By Mr. Griffith, from the Committee on Banks and Insurance—

3. An act to repeal chapter 726, Session Acts 1878, title "An act to amend the city charter of Owensboro," approved April 2d, 1878.

By same—

4. An act to incorporate the Farmers' Mutual Aid Association, of Lewis county.

By same—

5. An act to charter and incorporate the Exchange Bank of Sharpsburg, Kentucky, in Bath county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

6. An act to authorize the city of Lexington to donate lands and bonds for the benefit of the Agricultural and Mechanical College of Kentucky, and to provide for the payment of the bonds.

By same—

7. An act to enable the city of Lexington to fund its debt in bonds bearing six per cent. interest.

By Mr. Wilkinson, from same committee—

8. An act to amend the charter of the town of Knottsville, Daviess county, Kentucky.

By same—

9. An act to incorporate the town of Belleview.

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

10. An act to authorize the sale of any of the turnpike roads in Bath county.

With amendments to the last two named bill.

Which were adopted.

Ordered, That the 2d be made the special order of the day for Wednesday next, the 21st inst., at 11 o'clock, A. M., and from day to day thereafter until disposed of, and all the others, the last two as amended, be severally read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Blackburn then moved to reconsider the vote by which the Senate had ordered the second named bill to be made the special order of the day for the 21st inst.

Which motion was simply entered.

Mr. Adams, from the Committee on Retrenchment and Reform, reported a bill, entitled

A bill to amend chapter 95, General Statutes, title "Salaries."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. McElrath moved an amendment to said bill.

Pending the consideration of which, Mr. Reeves moved to print said bill and proposed amendment, and refer it to the Committee on the Judiciary, with instructions to report the same at 11 o'clock, A. M., on Friday, the 23d inst.

And the question being taken thereon, it was decided in the affirmative.

Mr. Reeves moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts be requested to furnish the Senate a statement showing the amount of revenue received and paid out on account of the Penitentiary within the last five years.

Which was read and adopted.

A message was received from the House of Representatives, announcing that they had refused to concur in the amendment pro-

posed by the Senate to a resolution from the House of Representatives, entitled

Resolution instructing joint committee to re-district the State into eighteen judicial districts, and abolish the common pleas and criminal courts, &c.

Mr. McElrath moved the following resolution, viz:

Resolved, That the Librarian be, and is hereby, directed to furnish to each of the Standing Committees of the Senate not already provided with them, a copy of Bullitt's edition of the Code of Practice, and Bullitt and Feland's edition of the General Statutes.

Which was rejected.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Frederick—

1. A bill to amend article 11, chapter 29, General Statutes.

On motion of Mr. Griffith—

2. A bill to incorporate Trinity Episcopal Church, in the city of Owensboro.

On motion of Mr. Cox—

3. A bill to incorporate the Horizontal Metal Roofing Company.

Ordered, That the Committee on General Statutes prepare and bring in the 1st; the Committee on Religion and Morals the 2d, and the Committee on Internal Improvement the 3d.

Mr. Griffith, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to repeal an act, entitled "An act to prevent stock from running at large on turnpike roads in Woodford, Boyle, and Garrard counties," approved February 17th, 1876, so far as to strike out Boyle county;

An act for the benefit of Mary E. Cobb, of Webster county, administratrix of Charles S. Cobb, deceased, appropriating her the sum of fifty dollars

An act to incorporate East Lynn College, Larue county;

An act for the benefit of school district No. 13, Bourbon county;

An act authorizing the court of claims of the county of Kenton to levy an ad valorem tax;

Resolution requesting our members in Congress to use all honorable means to procure the passage of an act giving a pension to the soldiers of the Mexican war;

And an enrolled bill, which originated in the Senate, entitled

An act to incorporate the Augusta and Foster Turnpike Road Company, in Bracken county;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Griffith reported that the committee had performed that duty.

And then the Senate adjourned.

SATURDAY, JANUARY 17, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, which originated in the Senate, of the following title, viz:

Resolution directing the appointment of a joint committee to visit the Lunatic Asylum at Hopkinsville and the Blind Asylum at Louisville.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to change and regulate the time of holding the quarterly courts of Greenup county.

An act to amend an act, entitled "An act to regulate the funding of the county debt of Bracken county," approved January 12th, 1878.

An act to authorize the county court of Wayne county to refund the court-house debt of said county at a rate of interest not to exceed six per cent.

An act to empower the board of trustees of the town of Greenup to borrow money to pay for the repairs and extension of the grade at the public landing of said town.

That they had passed bills of the following titles, viz:

1. An act to extend the time for the payment of the revenue due from Lawrence county.

2. An act to amend an act, entitled "An act to promote and maintain public schools in the town of Cloverport, Breckinridge county."

3. An act for the encouragement and protection of live fences in Kenton and Boone counties.

4. An act to amend an act, entitled "An act incorporating the bank of J. B. and Charles Goodpaster & Co., of Owingsville, Kentucky."

5. An act to amend an act incorporating the Bank of Adairville, in Logan county.

6. An act to amend the charter of the Louisville Banking Company.

7. An act to amend an act, entitled "An act to amend and reduce into one all acts incorporating the Masonic Savings Institution."

8. An act for the benefit of the Attorney General of this Commonwealth.

9. An act to change the time of holding circuit courts in the 15th judicial district.

10. An act to change the time of holding the Morgan quarterly court.

11. An act changing the time of holding the March term of the Oldham county quarterly court.

12. An act legalizing the levy of tax for court-house building by the Russell county court.

13. An act to authorize the judge of the Fayette quarterly court to appoint a clerk for said court, and to define his powers and duties.

14. An act for the benefit of the owners or keepers of licensed studs, jacks, and bulls, of Simpson county.

15. An act to empower the court of claims of Shelby county to levy an additional ad valorem tax.

16. An act to change the time of holding the Bath county court.

17. An act to authorize the county court of Jessamine county to levy an ad valorem tax of twenty-five cents on the one hundred dollars for county purposes.

18. An act legalizing all acts of the Simpson county court regarding jail.

19. An act authorizing the county judge of Hancock county to sign the records of his predecessor.

20. An act authorizing the county judge of Hancock county to sell the delinquent tax list.

21. An act to legalize the orders and proceedings had and made by the Boone county court at its regular January term, 1880.

22. An act authorizing the police judge of Pellville, Hancock county, to hold his court the first Monday in each month for the trial of civil cases.

23. An act for the benefit of Mrs. Emma M. Milton, wife of Eben Milton.

24. An act to amend an act to amend and reduce into one the several acts in reference to the town of Princeton, approved February 28, 1870.

25. An act for the benefit of Thos. W. Pickering, late sheriff of Caldwell county.

26. An act for the benefit of D. Ross Baker, former sheriff of Caldwell county.

27. An act for the benefit of Mary C. Barbee, of the county of Taylor.

. Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 25th, and 26th to the Committee on Finance; the 2d to the Committee on Education; the 3d and 14th to the Committee on Immigration and Labor; the 4th, 5th, 6th, and 7th to the Committee on Banks and Insurance; the 8th, 12th, 13th, and 21st to the Committee on the Judiciary; the 9th, 17th, 18th, 19th, 20th, and 22d to the Committee on Courts of Justice; the 10th, 11th, and 16th to the Committee on Propositions and Grievances; the 15th, 23d, and 24th to the Committee on General Statutes, and the 27th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Montgomery, leave of absence, indefinitely, was granted Mr. P. P. Johnston.

On motion of Mr. Mize, leave of absence, indefinitely, was granted Mr. Thos. Johnston.

On motion of Mr. Wilkinson, leave of absence, indefinitely, was granted Mr. Willingham.

The following remonstrance was presented, viz:

By Mr. Bertram—

The remonstrance of sundry citizens of Burksville, against the repeal of a law prohibiting the sale of spirituous, vinous, or malt liquors within two miles of the court-house of said town.

Which was received, the reading dispensed with, and referred to the Committee on Religion and Morals.

Mr. White moved the following resolution, viz:

Resolved, That the Senate will meet during the remainder of the present session at 9 A. M., and adjourn at 2 P. M., each day.

Which was rejected.

Mr. White read and laid on the table a joint resolution.

The rule of the Senate requiring joint resolutions to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That it is the opinion of this General Assembly the present session should not extend beyond the limit of time fixed by law.

Mr. Blackburn moved to postpone the further consideration of said resolution, and make it the special order of the day for the fourth day of July next.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bertram moved the following resolution, viz:

Resolved, That the Committee on General Statutes be, and they are hereby, instructed to report a bill regulating the manner of furnishing blank record books to the various clerks in this Commonwealth, and report by bill or otherwise.

Which was read and adopted.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their adoption of a resolution, which originated in the House of Representatives, entitled

Resolution in regard to the sanitary condition of the Penitentiary.

Which was granted, and the resolution delivered to the messenger.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred bills from the House of Representatives, of the following titles, viz:

An act to repeal an act, entitled "An act to amend an act for the benefit of the clerks of the county courts of Lewis, Clark, Montgomery, Mason, Nelson, Cumberland, Adair, Clinton, Russell, Todd, Logan, and Simpson, so as to make the provisions thereof apply to the clerks of the Carter and Anderson county courts," approved January 22d, 1874.

An act validating coffee-house license for Evans & Clements, in the town of Whitesville, Daviess county, Kentucky.

An act to amend an act, entitled "An act for the benefit of the creditors of the Allensville Turnpike Road Company."

An act to amend section 30, article 1, chapter 94, of General Statutes, title "Roads and Passways," as to Hickman county.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill to authorize the judge of the Hart county court to appoint a clerk for the Hart quarterly court.

By Mr. McQuiddy, from the Committee on Library and Public Offices and Buildings—

A bill to repeal section 2 of an act, entitled "An act making further appropriations for rebuilding the Capitol, and withdrawing the room appropriated by the commissioners under said act for the use of the circuit and district courts of the United States."

By same—

A bill assigning a room for the use of the Clerk of the Court of Appeals.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a bill, which originated in the Senate, entitled

A bill to repeal an act establishing a criminal court in the sixth judicial district and in Hardin county, approved February 23d, 1876, and all acts amendatory thereto,

Reported the same with an amendment.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act to amend the charter of the city of Covington,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That for the purpose of redeeming the bonds of the city of Covington, Kentucky, maturing as follows, viz: January 1, 1881, issued to the Covington and Lexington Railroad Company, $89,000; January 15, 1881, issued in construction of the water-works of said city, $93,800; December 1, 1881, issued to the Covington and Lexington Railroad Company, $170,000, and April 1, 1883, issued to the Newport and Covington Bridge Company, $36,000, aggregating $393,800, authority is hereby given to issue the bonds of the city of Covington to an amount not exceeding $400,000, redeemable in not more than forty years from the date of said bonds, in such denominations as the City Council may prescribe, and bearing interest at a rate not exceeding six per cent. per annum, payable semi-annually. The bonds and coupons may be made payable either in the City of New York or Covington, Kentucky. The City Council may dispose of said bonds at not less than their par or face value, at such times and in such manner as may be deemed advisable. The interest on said bonds shall be paid out of the tax required to be levied to pay interest on the bonded debt of the city. The said bonds shall be used to redeem the maturing bonds before enumerated; and the remainder, if any, shall be used to redeem or purchase such other bonds of the city as the City Council may direct. Said bonds or their proceeds shall be used as herein directed, and not otherwise.

§ 2. To provide for the reduction of the bonded debt, the City Council of Covington shall, each year after 1880, at the same time and in the same manner that other taxes are levied, levy a tax of ten cents upon each $100 of taxable property, which tax, when collected, shall be kept separate from the other funds of the city, and be as speedily as possible invested in the bonds of the city, by purchase, in such manner as shall be directed by the City Council. Bonds so purchased shall be returned to the City Council while in open session, and in its presence be canceled, together with the coupons belonging to the same, so that said bonds and coupons cannot be re issued. The tax levied and collected under this act shall not be used for any other purpose than that designated.

§ 3. The bonds issued under this act shall be like the other bonds of the city of Covington, exempt from all taxation for city purposes.

§ 4. The city of Covington having, by both formal and informal action of its City Council, become indebted to certain parties who acted in good faith under such instructions of said City Council, and as such money was wholly expended for the benefit of the city in protecting and securing its finances, causing also the restoration to its treasury of a large amount that had been abstracted by faithless officers, authority is hereby given to the City Council of Covington to allow such claims for money actually ex-

pended, and for rewards offered for the apprehension of such faithless officers, under such formal and informal action of the City Council, not exceeding $2.100; and when said claims are presented, properly attested by the party or parties who expended the same, then the City Council may appropriate and pay the same out of any money in the city treasury not otherwise appropriated.

§ 5. This act shall take effect after its passage.

Mr. Berry moved to amend said bill by striking out the word "shall," where it occurs in the twentieth line of the fourth section thereof, and inserting in lieu thereof the word "may."

And the question being taken thereon, it was decided in the affirmative.

Mr. Clarke then moved to amend said bill by striking out the 4th section thereof.

The question was then taken on the adoption of said motion.

The yeas and nays being required thereon by Messrs. Foote and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Thos. J. Megibben,	Jas. Shackleford,
M. T. Carpenter,	Clifton J. Pratt,	Richard J. White—7.
A. R. Clarke,		

Those who voted in the negative, were—

Alex. E. Adams,	Charles D. Foote,	Clint. Griffith,
Albert S. Berry,	W. H. Frederick,	George T. Halbert,
Joseph Bertram,	Henry George,	R. G. Hays,
J. H. Bruce,	C. W. Gilmore,	C. N. Lewis—12.

No quorum present and voting.

Mr. Foote then moved a call of the Senate.

And the question being taken, "Shall a call of the Senate be now ordered?" it was decided in the affirmative.

The roll was then called, and the following Senators responded, viz:

Alex. E. Adams,	W. H. Frederick,	Thos. J. Megibben,
Cromwell Adair,	Henry George,	W. O. Mize,
Albert S. Berry,	C. W. Gilmore,	Alex. B. Montgomery,
Joseph Bertram,	Clint. Griffith,	Clifton J. Pratt,
James Blackburn,	Geo. T Halbert,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	C. N. Lewis,	Jas. Shackleford,
A. R. Clarke,	T. J. McElrath,	Richard J. White,
Geo. T. Edwards,	R I. McQuiddy,	J. H. Wilkinson—28.
Chas. D. Foote,		

Mr. Foote then moved to dispense with further proceedings under the call.

Which motion was adopted.

The Senate, on motion of Mr. Foote, then resumed the consideration of the unfinished report from the Committee on Courts of Justice, it being a bill, entitled

A bill to amend the charter of the city of Covington.

The question was then taken on the adoption of the amendment proposed by Mr. Clarke, to strike out the 4th section thereof, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Clarke and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	R. I. McQuiddy,	G. W. Reeves,
James Blackburn,	Thos. J. Megibben,	John W. Rowlett,
M. T. Carpenter,	A. B. Montgomery,	James Shackleford,
A. R. Clarke,	Clifton J. Pratt,	Richard J. White—12.

Those who voted in the negative, were—

Alex. E. Adams,	W. H. Frederick,	R. G. Hays,
Albert S. Berry,	Henry George,	C. N. Lewis,
Joseph Bertram,	C. W. Gilmore,	T J. McElrath,
J. H. Bruce,	Clinton Griffith,	W. O. Mize,
Geo. T. Edwards,	George T. Halbert,	J. H. Wilkinson—16.
Charles D. Foote,		

Mr. Foote then moved to suspend the rule in order that said bill might be engrossed and read a third time.

And the question being taken thereon, it was decided in the negative.

Mr. Foote, from the Committee on Claims, reported a bill, entitled

A bill for the benefit of Michael Popp.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That there be, and is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of $500, for the arrest and delivery of Peter Klein, charged with the rape of Carrie Trusdale, of Campbell county, and the Auditor of State is hereby directed to issue his warrant upon the Treasurer for said amount, payable to said Michael Popp in consideration of the above services.

§ 2. This act shall take effect and be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	Thos. J. Megibben,
Alex E. Adams,	W. H. Frederick,	W. O. Mize,
Albert S. Berry,	Henry George,	Alex. B. Montgomery,
Joseph Bertram,	C W. Gilmore,	Clifton J. Pratt,
James Blackburn,	Clint. Griffith,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	C. N. Lewis,	Jas. Shackleford,
A. R. Clarke,	T. J. McElrath,	Richard J. White,
Attila Cox,	R. I. McQuiddy,	J. H. Wilkinson—28.
Geo. T. Edwards,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to repeal an act, entitled "An act to authorize John B. Goff to erect a boom across Big creek, in Martin county," approved March 21st, 1871;

An act for the benefit of J. H. Hart and N. O. Kendall, of the county of Fleming;

An act to limit the county levy of Carter county to two dollars per tithe;

An act to amend an act, entitled "An act to regulate the jurisdiction of quarterly courts and courts of justices of the peace in Fulton, Hickman, and Graves counties," approved March 16th, 1878;

An act for the benefit F. J. Heiston, late sheriff of Taylor county, Kentucky, for the years 1871, 1872, 1873, and 1874;

An act for the benefit of the Phœnix Hotel Company;

An act to amend an act, entitled 'An act to amend an act, entitled "An act to amend an act approved February 18th, 1860, to empower the county court of Bath county to make subscriptions to the capital stock of turnpike roads in said county,' approved February 5th, 1868," approved March, 1876;

An act to regulate the fees of justices of the peace for holding levy courts, &c., in Carter county;

An act to authorize the present judge of the Woodford county court to sign the orders of the county and quarterly courts of said county left unsigned by his predecessor;

An act to take the sense of the people of this Commonwealth as to the propriety of calling a Convention to revise the Constitution, and to regulate the manner of taking the list of qualified voters;

And an enrolled resolution, which originated in the Senate, entitled

Resolution directing the Committees on Sinking Fund of the two Houses to ascertain the cash value of the stock owned by the State in the Bank of Louisville, also the value of turnpike stock owned by the State;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had signed and approved enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate East Lynn College, Larue county.

An act for the benefit of Mary E. Cobb, of Webster county.

An act for the benefit of school district No. 13, Bourbon county.

An act authorizing the court of claims of the county of Kenton to levy an ad valorem tax.

An act to repeal an act, entitled "An act to prevent stock from running at large on turnpike roads in Woodford, Boyle, and Garrard counties," approved February 17th, 1876, so far as to strike out Boyle county.

An act to amend an act, entitled "An act to amend an act to establish the People's Bank," approved March 8, 1878.

An act to authorize a reduction of the capital stock of the German Bank of Louisville.

Resolution requesting our members in Congress to use all honorable means to procure the passage of an act giving a pension to the soldiers of the Mexican war.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Hays—

1. A bill authorizing the sale of certain books in the county clerk's office of the county of Bell.

On motion of Mr. Gilmore—

2. A bill establishing a toll-gate on the Wilderness Turnpike Road, in Bell county.

On motion of Mr. McElrath—

3. A bill, entitled "An act to repeal sections 116 and 117 of chapter 7, title 7, and sections 605 and 607 of chapter 3, article 13, of the Civil Code of Practice.

Ordered, That the Committee on Finance prepare and bring in the 1st; the Committee on Internal Improvement the 2d, and the Committee on the Judiciary the 3d.

And then the Senate adjourned.

MONDAY, JANUARY 19, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to reduce into one the several acts in regard to the town of Lancaster, and for other purposes," approved March 9th, 1867.

An act to charter and extend the corporate existence, rights, lease, and privileges of the Kentucky River Mills.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to amend an act to amend chapter 94, General Statutes, approved April 10th, 1878.

2. An act for the benefit of J. F. Renick and C. M. Vaughan, former sheriffs of Hickman county.

3. An act for the benefit of Ben. C. Allen.

4. An act to amend the road law of Greenup county.

5. An act to relieve the disabilities of Llewellyn Henson.

6. An act to amend section 3 of an act, entitled "An act regulating practice in civil cases."

7. An act to amend the charter of the Louisville and Nashville Railroad Company.

8. An act amending the charter of the Louisville and Nashville Railroad Company.

9. An act amending an act, entitled "An act for the incorporation and regulation of life insurance companies," approved March 12th, 1870.

10. An act to amend an act, entitled "An act to incorporate the Kentucky Grangers' Mutual Benefit Society," approved 7th March, 1876.

11. An act to incorporate the Sacred Heart Literary and Scientific Society of the Passionists.

12. An act to amend an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17th, 1864, and the amendments thereto, by changing the corporate name of said town from Caverna to Horse Cave.

13. Resolution in regard to appointing a joint committee of the physicians of both Houses to consult with the Governor in regard to the Penitentiary.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st and 5th to the Committee on General Statutes; the 2d to the Committee on Finance; the 3d to the Committee on Propositions and Grievances; the 4th to the Committee on Internal Improvement; the 7th and 8th to the Committee on Railroads; the 6th to the Committee on Codes of Practice; the 9th and 10th to the Committee on Banks and Insurance; the 11th to the Committee on Religion and Morals; the 12th to the Committee on Agriculture and Manufactures, and the 13th, the resolution, to the Committee on Penitentiary.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 19, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

John B. Owsley, Lincoln county.
C. M. Parsons, Pike county.
Wm. D. Stark, Jefferson county.
R. D. Browder, Logan county.
James H. Parrish, Daviess county.
W. King, Fayette county.
Nicholas T. Lindsay, Kenton county.
R. H. Martin, Taylor county.
E. N. Woodruff, Jefferson county.
Laf. Joseph, Jefferson county.
Harvey Myers, Kenton county.
Ed. M. Wallace, Woodford county.
Chas. E. Meyer, Jefferson county.
Selby Harney, Jefferson county.
Walter C. Whitaker, Jefferson county.
D. F. Keller, Jefferson county.
Dan. B. Cassidy, Lyon county.
Samuel L. Forline, Simpson county.
Alexander P. Humphrey, Jefferson county.
J. D. O'Leary, Jefferson county.
Moses Dinkelspiel, jr., Jefferson county.
Thomas P. Brennan, Jefferson county.
Randolph H. Blaine, Jefferson county.
Lewis Farrar, McCracken county.
E. W. C. Humphrey, Jefferson county.
John C. Russell, Jefferson county.
B. Haggin, Jefferson county.
Guy C. Sibley, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was also received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed an enrolled bill and resolution, which originated in the Senate, of the following titles, viz:

An act to incorporate the Augusta and Foster Turnpike Road Company, in Bracken county.

Resolution directing the Committees on Sinking Fund of the two Houses to ascertain the cash value of the stock owned by the State in the Bank of Louisville, also the value of turnpike stock owned by the State.

The following petition was presented, viz:

By Mr. Halbert—

The petition of citizens of Carter county, to amend the act of January 30th, 1878, allowing the county to compromise and fund its railroad debt.

Which was received, the reading dispensed with, and referred to the Committee on Railroads.

On motion of Mr. Cox, leave of absence, indefinitely, was granted Mr. Foote.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on General Statutes—

1. A bill to amend section 5 of article 1 of chapter 92 of the General Statutes, title "Revenue and Taxation."

By same—

2. A bill to prevent fraud in the manufacture and sale of commercial fertilizers in this Commonwealth.

By Mr. Bertram, from same committee—

3. A bill to provide for transfer of causes to and from the Kenton circuit and chancery courts.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was committed to the Committee on Revenue and Taxation; the 3d was placed in the orders of the day, and the 2d was ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend chapter 51, title "Holidays," of the General Statutes,

Reported the same without amendment.

Mr. Berry moved to commit said bill to the Committee on Religion and Morals.

And the question being taken thereon, it was decided in the negative.

Said bill was read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

Mr. Berry, from the Committee on General Statutes, reported a bill, entitled

A bill to amend section 6, article 13, chapter 38, General Statutes.

Mr. P. P Johnston moved an amendment to said bill.

Pending the consideration of which, Mr. Halbert moved to print said bill and proposed amendment, and make them the special order of the day for Wednesday, January the 28th, at 12 o'clock M.

And the question being taken thereon, it was decided in the affirmative.

The Senate took up for consideration the disagreement by the House of Representatives to an amendment proposed by the Senate to a resolution which originated in the House of Representatives, entitled

Resolution instructing joint committee to re-district the State into eighteen judicial districts, and abolish the common pleas and criminal courts, &c.

Mr. Blackburn moved that the Senate insist upon their amendment to said resolution.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That Messrs. Carpenter and McElrath be appointed a committee of conference on the part of the Senate on the disagreement of the two Houses on said amendment, and that the House of Representatives be requested to appoint a similar committee on their part.

The Senate took up for consideration an engrossed bill, entitled

A bill to amend section 737 of the Civil Code of Practice.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the city of Covington.

Said bill was read a third time.

Mr. Blackburn withdrew the motion heretofore entered by him to reconsider the vote by which the Senate ordered to be made the spe-

cial order of the day for Wednesday, the 21st inst., at 11 o'clock, A. M., a bill, which originated in the House of Representatives, entitled

An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State and bordering on the navigable rivers thereof, for the purpose of constructing canals, or of erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slackwater navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

Mr. Adair, from the Committee on General Statutes, reported a bill, entitled

A bill to amend chapter 85 of the General Statutes.

Said bill was read the second time.

Mr. Hays moved to commit said bill to the Committee on Penitentiary and House of Reform.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	R. I. McQuiddy,
Alex. E. Adams,	C. W. Gilmore,	W. O Mize,
Albert S. Berry,	George T. Halbert,	G. W. Reeves,
Joseph Bertram,	R. G. Hays,	John W. Rowlett—14.
M. T. Carpenter,	C. N. Lewis,	

Those who voted in the negative, were—

James Blackburn,	Henry George,	Clifton J. Pratt,
J. H. Bruce,	Clint. Griffith,	Jas. Shackleford,
A. R. Clarke,	Sam. E. Hill,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	Richard J. White,
Geo. T. Edwards,	T. J. McElrath,	J. H. Wilkinson—16.
John T. Gathright,		

Mr. Blackburn then moved to make said bill the special order of the day for Friday, the 23d inst.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill, which originated in the House of Representatives, entitled

An act for the benefit of public roads in Meade and other counties,

Reported the same without amendment.

Mr. Clarke moved to strike out the word "Pendleton" where it occurs in said bill.

And the question being taken thereon, it was decided in the affirmative.

On motion of Mr. Clarke, said bill was recommitted to the Committee on Internal Improvement.

Mr. White moved the following resolution, viz:

Resolved, That the special committee to inquire into the management of the Penitentiary be instructed to inquire and report if the laws governing said institution have been violated. If so, in what particular, and to what extent; and if further legislation is necessary to enforce existing laws.

Which was rejected.

The yeas and nays being required thereon by Messrs. White and Thos. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	Jas. Shackleford,
M. T. Carpenter,	R. I. McQuiddy,	Richard J. White—7.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	T. J. McElrath,
Alex. E. Adams,	Henry George,	W. O. Mize,
Albert S. Berry,	C. W. Gilmore,	Clifton J. Pratt,
Joseph Bertram,	Clinton Griffith,	G. W. Reeves,
J. H. Bruce,	Geo. T. Halbert,	John W. Rowlett,
A. R. Clarke,	Sam. E. Hill,	H H. Skiles,
Geo. T. Edwards,	C. N. Lewis,	J. H. Wilkinson—21.

The following petition was presented, viz:

By Mr. Adair—

The petition of sundry citizens of Uniontown, praying the repeal of the present charter of said town.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Leave was granted to bring in the following bills, viz:

On motion of Mr. George—

1. A bill to facilitate the collection of the revenue and county levy of this Commonwealth.

On motion of same—

2. A bill to repeal an act, entitled "An act to amend subsection 5 of section 13, Criminal Code."

On motion of Mr. Cox—

3. A bill for the benefit of John Wallace, late clerk of the Boone circuit court.

On motion of Mr. Hill—

4. A bill to amend an act, entitled "An act to amend and reduce into one the several acts relating to the Butler Seminary."

On motion of same—

5. A bill to amend an act to maintain a graded school at Hartford.

On motion of same—

6. A bill to amend the charter of the town of Hartford.

On motion of Mr. Carpenter—

7. A bill for the benefit of the Agricultural Bureau.

On motion of Mr. Hays—

8. A bill to exempt to a regular practicing physician one horse and buggy, not exceeding in value $300.

On motion of same—

9. A bill to amend the exemption laws of this Commonwealth.

On motion of Mr. Berry—

10. A bill authorizing an issue of bonds by the city of Newport.

On motion of Mr. Lewis—

11. A bill for the benefit of Greenup Nichols, of Rowan county.

On motion of Mr. Edwards—

12. A bill for the benefit of Logan county.

On motion of Mr. Gilmore—

13. A bill to amend an act for the benefit of Rebecca McCarty, of Whitley county.

On motion of Mr. Edwards—

14. A bill to provide for working prisoners sentenced to confinement in the county jail of Logan county.

On motion of Mr. Reeves—

15. A bill to fix and regulate the fees of the Clerk of the Court of Appeals.

On motion of same—

16. A bill to fix the compensation of the Assistant Secretary of State.

On motion of Mr. Edwards—

17. A bill to amend and reduce into one the acts relating to roads in Logan county.

On motion of same—

18. A bill for the benefit of Chas. S. Grubbs, of Logan county.

On motion of same—

19. A bill to amend the charter of the town of Gordonsville, in Logan county.

On motion of Mr. Adams—

20. A bill for the benefit of J. E. Ratliff, sheriff of Pike county.

On motion of Mr. Halbert—

21. A bill to amend an act authorizing the county of Carter, and those parts of Boyd and Elliott taken from Carter, to compromise and settle with holders of certain bonds, &c.

On motion of Mr. Adair—

22. A bill to amend section 667, Civil Code of Practice.

On motion of Mr. Berry—

23. A bill to confer the sole power upon City Council of Newport to fix salary of certain officers.

Ordered, That the Committee on General Statutes prepare and bring in the 1st, 6th, 7th, 10th, 18th, 19th, and 23d; the Committee on Codes of Practice the 2d and 22d; the Committee on Propositions and Grievances the 3d, 12th, 13th, 14th, 17th, and 20th; the Committee on Education the 4th and 5th; the Committee on Finance the 8th and 9th; the Committee on Claims the 11th; the Committee on Retrenchment and Reform the 15th and 16th, and the Committee on Railroads the 21st.

And then the Senate adjourned.

TUESDAY, JANUARY 20, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to take the sense of the people of this Commonwealth as to the propriety of calling a Convention to revise the Constitution, and to regulate the manner of taking the list of qualified voters.

An act for the benefit of the Phœnix Hotel Company.

An act to authorize the present judge of the Woodford county court to sign the orders of the county and quarterly courts of said county left unsigned by his predecessor.

An act to amend an act, entitled "An act to regulate the jurisdiction of quarterly courts and courts of justices of the peace," approved March 16th, 1878.

An act to limit the county levy of Carter county to two dollars per tithe.

An act to regulate the fees of justices of the peace for holding levy courts, &c., in Carter county.

An act for the benefit of J. H. Hart and N. O. Kendall, of the county of Fleming.

An act to repeal an act, entitled "An act to authorize John B. Goff to erect a boom across Big creek, in Martin county," approved March 21st, 1871.

An act to amend an act, entitled 'An act to amend an act, entitled "An act to amend an act approved February 18th, 1860, to empower the county court of Bath county to make subscriptions to the capital stock of turnpike roads in said county,' approved February 5th, 1868," approved March, 1876.

An act for the benefit F. J. Heiston, late sheriff of Taylor county, Kentucky, for the years 1871, 1872, 1873, and 1874.

That they had disagreed to bills, which originated in the Senate, of the following titles, viz:

An act to authorize the county court of Carter county to levy and provide for the collection of a tax to discharge an indebtedness created by said county, and to pay said indebtedness.

An act to amend section 4, article 3, chapter 92, of the General Statutes, entitled "Revenue and Taxation."

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend an act to incorporate the Colored Orphans' Aid Association of the city of Louisville.

An act to incorporate the Harrison Female College.

An act to amend chapter 92, article 8, section 14, title "Revenue and Taxation," of the General Statutes.

An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands or

the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky.

With an amendment to the last named bill.

Which was twice read and concurred in.

That they had passed bills and adopted a resolution of the following titles, viz :

1. An act in relation to master and special commissioners and receivers of the various courts of this Commonwealth.

2. An act to amend an act, entitled "An act incorporating the town of Rocky Hill, Edmonson county."

3. An act to incorporate the Menifee Gravel Road Company.

4. An act to amend an act incorporating the town of Lockport, in Henry county.

5. An act to amend an act incorporating the town of Pleasureville, in Henry county.

6. An act to amend the charter of the Kiddville and Montgomery County Turnpike Road Company.

7. An act to amend the charter of the town of Homer, in Logan county.

8. An act to amend the charter of the town of Stanton, in Powell county.

9. An act to incorporate the Knights of St. George, of Covington, Kentucky.

10. An act to incorporate Minerva Lodge, No. 116, Free and Accepted Masons.

11. An act to incorporate the Catholic Mutual Benefit Association of Maysville, Kentucky.

12. An act to authorize Larkin and Wm. Howard, of Bell county, to redeem lands sold by the sheriff of Bell county belonging to their father, B. F. Howard, that the State of Kentucky purchased on the 11th day of January, 1875.

13. An act giving the further time of two years to sheriffs, ex-sheriffs, and other collecting officers, in which to collect their fees and uncollected taxes.

14. Resolution directing the Keeper of the Penitentiary to release certain convicts confined in the Penitentiary.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st, 2d,

8th, and 9th to the Committee on Courts of Justice; the 3d and 6th to the Committee on Internal Improvement; the 4th, 5th, and 7th to the Committee on the Judiciary; the 10th to the Committee on Religion and Morals; the 11th to the Committee on Banks and Insurance; the 12th and 13th to the Committee on Finance, and the 14th, the resolution, to the Committee on the Penitentiary.

The Speaker laid before the Senate the response of the Auditor of Public Accounts to a resolution of inquiry in regard to the receipts and expenditures of the Penitentiary for the past five years.

Which was received, the reading dispensed with, and referred to the Committee on the Penitentiary.

The Speaker also laid before the Senate the response of the Auditor of Public Accounts to a resolution of inquiry concerning certain items of expenditure for the Executive Mansion, Governor's Office, Auditor's Office, and for certain guard claims for Fayette county, as shown by the last Auditor's Report.

Which was received, the reading dispensed with, and referred to the Committee on Finance.

The Speaker announced the appointment of Messrs. Blackburn and Wilkinson as the committee on the part of the Senate to visit the Western Lunatic Asylum and Blind Asylum.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 20, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

Ed. C. Long, Christian county.
W. L. Auxier, Floyd county.
J. E. Robins, Graves county.
S. S. Eastwood, Jefferson county.
C. M. Pendleton, Ohio county.
H. B. Kinsoloing, Ohio county.
Armistead Jones, Ohio county.
Geo. B. Hodge, Campbell county.
J. C. Bartlett, Jefferson county.
Will. T. Peyton, Jessamine county.
G. P. Arbegust, Jefferson county.
G. A. Winston, Jefferson county.
Chas. A. Graham, Jefferson county.

Joseph H. Hazotte, McCracken county.
O. J. Wiggins, Kenton county.
John H. Grimes, jr , Mercer county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The following petitions were presented, viz :

By Mr. Thos. Johnson—

1. The petition of sundry bark-peelers and shippers of Montgomery county, Kentucky, protesting against altering the present manner of appointing the measurer of tan-bark for the county of Jefferson.

By Mr. Hill—

2. The petition of sundry citizens of Ohio county, praying the repeal of the charter of. the Green and Barren River Navigation Company.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary, and the 2d to the Committee on Internal Improvement.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz :

By Mr. Bertram, from the Committee on General Statutes—

A bill to confer the sole and exclusive power and authority upon the Board of Councilmen of the city of Newport to determine, fix, and regulate salaries of certain officers.

By Mr. Adair, from same committee—

A bill authorizing the city of Newport to issue bonds for certain purposes.

By Mr. Hill, from same committee—

A bill to amend section 2, chapter 49, General Statutes, title "Guards."

By Mr. Berry, from same committee—

A bill to protect game in the counties of Kenton, Campbell, Fayette, and Madison.

By same—

A bill to amend section 18 of the charter of the city of Newport.

By Mr. Bruce, from the Committee on Railroads—

A bill to authorize the trustees of the town of Stanford to subscribe to and pay for stock in a Town Hall Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Edwards, from the Committee on General Statutes—

An act authorizing the county judge of Hancock county to sell the delinquent tax list.

By Mr. Edwards, from the Committee on the Judiciary—

An act to legalize the orders and proceedings had and made by the Boone county court at its regular January term, 1880.

By Mr. Carpenter, from the Committee on General Statutes.

An act authorizing the county judge of Hancock county to sign the records of his predecessor.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred leave to bring in bills of the following titles, viz:

A bill to repeal an act to amend article 29, chapter 29, of the General Statutes, entitled "Crimes and Punishments," approved March 6th, 1878;

A bill to amend chapter 41, General Statutes;

A bill to amend section 1 of chapter 51 of General Statutes, title "Holidays;"

A bill requiring county attorneys to assist the Commonwealth Attorneys in circuit and criminal courts;

Asked to be discharged from the further consideration of the leaves.

Which was granted.

The Senate, according to order, resolved itself into a Committee of the Whole, Mr. Hill in the Chair, on a bill, entitled

A bill to provide for altering, amending, or changing the present Constitution of this Commonwealth,

And after some time spent therein, the Speaker resumed the Chair, when Mr. Hill reported that the committee had, according to order, had under consideration the bill aforesaid, and had made some progress therein, but not having time to go through with the same, had instructed him to ask leave to sit again on Thursday, the 29th inst., at 12 o'clock, M.

Which was granted

Mr. Berry, from the Committee on Penitentiary and House of Reform, to whom was referred a resolution, which originated in the House of Representatives, entitled

Resolution in regard to appointing a joint committee of the physicians of both Houses to consult with the Governor in regard to the Penitentiary,

Reported the same with an amendment.

Which was adopted.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to charter and incorporate the Exchange Bank of Sharpsburg, Kentucky, in Bath county;

An act to amend an act, entitled "An act to incorporate the Cumberland and Ohio Railroad Company;"

An act to repeal an act, entitled "An act to amend an act for the benefit of the clerks of the county courts of Lewis, Clark, Montgomery, Mason, Nelson, Cumberland, Adair, Clinton, Russell, Todd, Logan, and Simpson, so as to make the provisions thereof apply to the clerks of the Carter and Anderson county courts," approved January 22d, 1874;

An act to amend section 30, article 1, chapter 94, of General Statutes, title "Roads and Passways," as to Hickman county;

An act to amend the charter of the town of Knottsville, Daviess county, Kentucky;

An act to incorporate the Farmers' Mutual Aid Association, of Lewis county;

An act to repeal chapter 726, Session Acts 1878, title "An act to amend the city charter of Owensboro," approved April 2d, 1878;

An act to authorize the city of Lexington to donate lands and bonds for the benefit of the Agricultural and Mechanical College of Kentucky, and to provide for the payment of the bonds;

An act to enable the city of Lexington to fund its debt in bonds bearing six per cent. interest;

An act for the benefit of Mary C. Barbee, of the county of Taylor;

An act validating coffee-house license for Evans & Clements, in the town of Whitesville, Daviess county, Kentucky;

An act to amend an act, entitled "An act for the benefit of the creditors of the Allensville Turnpike Road Company;"

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to change and regulate the time of holding the county and quarterly courts of Greenup county;

An act to amend an act, entitled "An act to regulate the funding of the county debt of Bracken county," approved January 12th, 1878;

An act to authorize the county court of Wayne county to refund the court-house debt of said county at a rate of interest not to exceed six per cent;

An act to empower the board of trustees of the town of Greenup to borrow money to pay for the repairs and extension of the grade at the public landing of said town;

An act to amend an act, entitled "An act to reduce into one the several acts in regard to the town of Lancaster, and for other purposes," approved March 9th, 1867;

An act to charter and extend the corporate existence, rights, lease, and privileges of the Kentucky River Mills;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Reeves—

1. A bill to amend chapter 41, General Statutes.

On motion of Mr. Adair—

2. A bill to charter the Southern Bank of Kentucky.

On motion of Mr. Rowlett—

3. A bill to amend section 15 of the Criminal Code.

On motion of Mr. McElrath—

4. A bill for the benefit of the Kelly and Eminence Turnpike Road Company, of Henry county.

On motion of Mr. Skiles—

5. A bill for the further improvement of Barren river above Bowling Green.

On motion of Mr. Clarke—

6. A bill to regulate the appellate jurisdiction of the circuit and quarterly courts of this Commonwealth.

On motion of same—

7. A bill to amend section 4, article 19, chapter 28, General Statutes.

On motion of same—

8. A bill to amend the charter of the town of Corinth, in Grant county.

On motion of Mr. Gathright—

9. A bill concerning the duties of certain officers of this Commonwealth, and fixing penalties for violation.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st; the Committee on Banks and Insurance the 2d; the Committee on Codes of Practice the 3d; the Committee on Internal Improvement the 4th and 5th, and the Committee on General Statutes the 6th, 7th, 8th, and 9th.

And then the Senate adjourned.

WEDNESDAY, JANUARY 21, 1880.

A message was received from the House of Representatives, announcing their concurrence in the adoption of an amendment proposed by the Senate to a joint resolution, which originated in the House of Representatives, of the following title, viz:

Resolution raising a joint committee composed of all the physicians of both Houses to visit and examine the Penitentiary with the Governor.

That they had concurred in the adoption of resolutions, which originated in the Senate, of the following titles, viz:

Resolution in relation to officers and their salaries of this General Assembly.

Resolution appointing a joint committee to visit the Deaf and Dumb Asylum at Danville.

That they had passed bills and adopted a resolution of the following titles, viz:

1. Resolution in regard to the property of Dr. J. M. Bent, destroyed by order of Col. G. S. Hicks.

2. An act to regulate the fees of justices of the peace for holding levy courts, &c., in the Commonwealth of Kentucky.

3. An act to amend section 2, article 4, chapter 18, General Statutes.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 2d to the Committee on Courts of Justice; the 3d to the Committee on General Statutes, and the 1st, the resolution, to the Committee on Federal Relations.

The following petition was presented, viz:

By Mr. Gathright—

The petition of certain commission merchants, and also the petition of certain tanners of the city of Louisville, praying the passage of an act creating the office of measurer of tan-bark for the city of Louisville.

Which was received, the reading dispensed with, and referred to the Committee on the Judiciary.

Mr. Pratt, from the Committee on the Judiciary, to whom was referred leave to bring in a bill, entitled

A bill to amend section 203 of the Criminal Code of Practice,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. White, from the Committee on Immigration and Labor—

An act to amend an act, entitled "An act to prevent stock from running at large in Campbell county."

By same—

An act for the encouragement and protection of live fences in Kenton and Boone counties.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the road law of Greenup county.

By Mr. Edwards, from the Committee on the Judiciary—

An act to authorize the judge of the Fayette quarterly court to appoint a clerk for said court, and to define his powers and duties.

By Mr. Halbert, from same committee—

An act legalizing the levy of tax for court-house building by the Russell county court.

By Mr. White, from the Committee on Immigration and Labor—

An act for the benefit of the owners or keepers of licensed studs, jacks, and bulls, of Simpson county.

Ordered, That the last named be referred to the Committee on General Statutes, and all the others be severally read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

A bill for the benefit of the Kelly and Eminence Turnpike Road Company, in Henry county.

By Mr. Cox, from same committee—

A bill to incorporate the Horizontal Metal Roofing Company.

By same—

A bill for the benefit of Dix River and Lancaster Turnpike Road Company.

By Mr. Mize, from the Committee on Propositions and Grievances—

A bill for the benefit of Thomas W. Mitchell, late clerk of the Lewis circuit court and the Lewis county court.

By same—

A bill for the benefit of J. F. Smith, late sheriff of Bullitt county.

By Mr. McElrath, from the Committee on the Judiciary—

A bill to repeal sections 116 and 117 of the 7th chapter, title 7, and sections 605 and 606 of chapter 3, title 13, of the Civil Code of Practice.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was ordered to be printed, and made the special order of the day for the 3d day of February next, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Reeves, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the Attorney General of this Commonwealth,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the Committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State and bordering on the navigable rivers thereof, for the purpose of constructing canals, or of erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the

construction and maintenance of slackwater navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That whenever the United States shall make an appropriation and shall be about to begin the improvement of any of the navigable rivers within or bordering on the State of Kentucky, by means of locks and permanent or movable dams, or dams with adjustable chutes, or by means of a canal, the consent of the State of Kentucky is hereby given to the acquisition by the United States, by purchase or by condemnation, of any lands, buildings, or other property necessary for the purpose of erecting thereon dams, abutments, locks, lock-keepers' dwellings, chutes, and other necessary structures for the construction and maintenance of slack-water navigation on said rivers, or for the purpose of constructing canals on the same; and the said United States shall have, hold, use, and occupy the said land or lands, buildings or other property, when purchased or acquired as provided for by this act, and shall exercise jurisdiction and control over the same concurrently with the State of Kentucky.

§ 2. *Be it further enacted*, That in case of failure of the United States to agree with the owner or owners of any such lands as the United States may deem necessary for the purpose named in the first section of this act, it shall be lawful for the United States to apply for the condemnation of such land by petition to any judge of a court of record in or nearest to the county wherein the land may be situated, either in term time or in vacation; notice of the time and place of such application having been first duly given, by publication for thirty days prior to the day of such application, in some newspaper of general circulation published in the county where the land lies, or if the owner or owners reside in the State of Kentucky, by personal service upon the owner or owners of such land at least twenty days prior to such application; and thereupon it shall be lawful for such judge to appoint three disinterested freeholders of the county where such land lies as commissioners, and having been first duly sworn to well and duly appraise the damages due the owner or owners of said land proposed to be taken, shall report, in writing, to the said judge the amount of damages to be paid to the owner or owners of such land; which report, upon confirmation by said judge, shall be held as final and binding upon said owner or owners of said land, and upon the amount of such damages being paid to the owner or owners of said land, the title of said land shall vest in the United States, and said land shall be exempt from all taxes and assessments so long as it shall remain the property of the United States.

§ 3. *And be it further enacted*, That if any person or persons should willfully or maliciously injure any of the lands, buildings, or other property acquired or held under the provisions of this act, such person or persons shall be liable to a fine of not less than twenty dol-

lars, and to an imprisonment not exceeding six months, or both or either, at the discretion of the court. Said offense to be prosecuted in any court of competent jurisdiction.

§ 4. And for the purpose of enabling the United States to expend the one hundred thousand dollars already appropriated by Congress for the improvement of the Kentucky river, and any further appropriation that may hereafter be made for that purpose, the State of Kentucky hereby transfers and cedes to the United States the five locks and dams heretofore constructed by said State on said river, together with all the grounds and appurtenances belonging to the same; but this transfer and cession is made subject to the lease and privileges heretofore made and granted by said State to the Kentucky River Mills Company at lock and dam No. 4 on said river; and the provisions of the preceding section of this act, as to the concurrent jurisdiction of said State and the United States over the lands and buildings authorized to be acquired and constructed by said sections, and imposing penalties for injuries to said works, shall extend and apply to the said five locks and dams and their appurtenances hereby transferred and ceded to the United States.

§ 5. This act shall take effect and be in force from its passage.

Mr. Blackburn moved to amend said bill by striking out all after the word "shall" and before the word "any," in the 2d line of the first section thereof, and inserting in lieu thereof the word "improve."

Mr. Montgomery moved that said bill and proposed amendment be printed, and made the special order of the day for Friday, the 23d inst

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Geo. T. Edwards,	P. P. Johnston,
J. H. Bruce,	Charles D. Foote,	Thos. J. Megibben,
M. T. Carpenter,	John T. Gathright,	A. B. Montgomery,
A. R. Clarke,	Clinton Griffith,	A. H. Willingham—12.

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	W. O. Mize,
Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
Albert S. Berry,	Sam. E. Hill,	G. W. Reeves,
Joseph Bertram,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	C. N. Lewis,	H. H. Skiles,
W. H. Frederick,	T. J. McElrath,	Richard J. White,
Henry George,	D. G. Mitchell,	J. H. Wilkinson—22.
C. W. Gilmore,		

Mr. Carpenter then moved that said bill be printed.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Carpenter, were as follows, viz:

Those who voted in the affirmative, were--

James Blackburn,	George T. Edwards,	P. P. Johnston,
J. H. Bruce,	Charles D. Foote,	Thomas J. Megibben,
M. T. Carpenter,	John T. Gathright,	A. B. Montgomery,
A. R. Clarke,	Clint. Griffith,	A. H. Willingham—12.

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	W. O. Mize,
Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
Albert S. Berry,	Samuel E. Hill,	G. W. Reeves,
Joseph Bertram,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	C. N. Lewis,	H. H. Skiles,
W. H. Frederick,	T. J. McElrath,	Richard J. White,
Henry George,	D. G. Mitchell,	J. H. Wilkinson—22.
C. W. Gilmore,		

The question was then taken on the adoption of the amendment proposed by Mr. Blackburn, and it was decided in the negative

The yeas and nays being required thereon by Messrs. Edwards and Megibben, were as follows, viz:

Those who voted in the affirmative, were--

James Blackburn,	Geo. T. Edwards,	A. H. Willingham—3.

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	Thos. J. Megibben,
Alex. E. Adams,	Henry George,	D. G Mitchell,
Albert S. Berry,	C. W. Gilmore,	W. O Mize,
Joseph Bertram,	Clint. Griffith,	A. B. Montgomery,
J. H. Bruce,	George T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	R. G. Hays,	G. W. Reeves,
A. R. Clarke,	Sam. E. Hill,	John W. Rowlett,
Attila Cox,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	Richard J. White,
W. H. Frederick,	T. J. McElrath,	J. H. Wilkinson--30.

Mr. Blackburn then moved to amend said bill by adding to the first section thereof the following proviso, viz:

Provided, That said acquisition is subject to any lease and privileges heretofore granted by the State of Kentucky.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. Berry moved to suspend the rule in order that said bill be read a third time.

Mr. Montgomery moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	G. W. Reeves,
M. T. Carpenter,	Clint. Griffith,	H. H. Skiles,
A. R. Clarke,	Alex. B. Montgomery,	A. H. Willingham—10.
Geo. T. Edwards,		

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	R. I. McQuiddy,
Albert S. Berry,	George T. Halbert,	Thos. J. Megibben,
Joseph Bertram,	R. G. Hays,	D. G Mitchell,
J. H. Bruce,	Sam. E. Hill,	W. O Mize,
Attila Cox,	Thomas Johnson,	Clifton J. Pratt,
Charles D Foote,	P. P. Johnston,	John Walter Rowlett,
W. H. Frederick,	C. N. Lewis,	Richard J. White,
Henry George,	T. J McElrath,	J. H. Wilkinson—24.

During the call of the roll, Mr. Blackburn asked to be excused from voting.

Mr. Carpenter objected.

The Speaker excused Mr. Blackburn, and announced the result as above stated.

Mr. Carpenter then appealed from the decision of the Chair.

Said appeal is as follows, viz:

M. T. Carpenter, Senator from the 14th District, appeals from the decision of the Chair, in ruling that the Senator from Woodford should be excused from voting when objection had been made by a member of the Senate, and prays the judgment of this Senate on said appeal.

The question was then taken, "Shall the decision of the Chair stand as the sense of the Senate?" and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	Thos. J. Megibben,
Alex. E. Adams,	Henry George,	D. G. Mitchell,
Albert S. Berry,	C. W. Gilmore,	W. O. Mize,
Joseph Bertram,	Clint. Griffith,	Alex. B. Montgomery,
James Blackburn,	George T. Halbert,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	G. W. Reeves,
M. T. Carpenter,	Sam. E. Hill,	John W. Rowlett,
A. R. Clarke,	Thomas Johnson,	H. H. Skiles,

Attila Cox,	P. P. Johnston,	Richard J. White,
Geo. T. Edwards,	C. N. Lewis,	J. H. Wilkinson,
Charles D. Foote,	T. J. McElrath,	A. H. Willingham—35.
W. H. Frederick,	R. I. McQuiddy,	

In the negative—none.

Mr. Berry then withdrew the motion made by himself to suspend the rule.

Mr. Mize, from the Committee on Propositions and Grievances, reported a bill, entitled

A bill for the benefit of Thos. A. Ireland, late clerk of the Owen county court.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz:

WHEREAS, Thomas A. Ireland, while clerk of the Owen county court, in November, 1871, paid to Thomas A. Catlett, trustee of the jury fund for said county, the sum of $300, on account of public moneys collected, and took his receipt therefor, and said trustee, in his report of settlement at the November term, 1871, erroneously reported said payment as only $200, and charged himself with that amount only; and whereas, said Ireland, in his settlement with the Auditor next thereafter made, was only credited with $200, as reported by said trustee, instead of the $300 actually paid, and has paid to the Auditor the said $100 difference, and has never received credit for said amount in any of his subsequent settlements:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts is authorized and directed to draw his warrant upon the Treasurer in favor of said Ireland for $100, with six per cent. interest from the 1st of January, 1872, to the date of said warrant, in satisfaction of said payment.

§ 2. That the Auditor is authorized and empowered to institute suit in the name of the Commonwealth against said Catlett, and the sureties on his bond as trustee aforesaid to recover the amount so collected by him and not reported, with legal interest

§ 3. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	D. G. Mitchell,
Albert S. Berry,	C. W. Gilmore,	W. O. Mize,

James Blackburn,	Clinton Griffith,	A. B. Montgomery,
J. H. Bruce,	Geo. T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	R. G. Hays,	G. W. Reeves,
Attila Cox,	Thomas Johnson,	John W. Rowlett,
Geo. T. Edwards,	P. P Johnston,	H H. Skiles,
Chas. D. Foote,	C. N. Lewis,	Richard J. White,
W. H. Frederick,	T. J. McElrath,	A. H. Willingham—29.
John T. Gathright,	Thos. J. Megibben,	

Those who voted in the negative, were—

Sam. E. Hill, J. H. Wilkinson—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Mize moved the following resolution, viz:

Resolved, That the Senatorial committee now taking testimony as to the past and present condition of the State prison, and the treatment prisoners receive therein, be requested to allow the present Lessee, or his agent, to be present with his counsel at the taking of said testimony, for the purpose of cross-examining any who may have or may hereafter testify before said committee, provided the witness examined, or to be examined, is not a convict.

Mr. White moved the following amendment as a substitute for said resolution, viz:

Resolved, That the Committee on Penitentiary be instructed to conduct their investigations in such manner as they deem advisable to arrive at and develop all the facts in the matter, in such manner as they deem best to promote the object desired under the resolution by which they were appointed.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. Montgomery moved to amend said resolution by adding thereto, after the word "convict, where it occurs therein, the words "or an employe under the said Lessee."

And the question being taken on the adoption of said amendment, it was decided in the negative.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	D. G. Mitchell,
Albert S. Berry,	R. G. Hays,	W. O. Mize,
Joseph Bertram,	Sam. E. Hill,	John Walter Rowlett,
W. H. Frederick,	Thomas Johnson,	J. H. Wilkinson,
Henry George,	C. N. Lewis,	A. H. Willingham—17.
C. W. Gilmore,	T. J. McElrath,	

Those who voted in the negative, were—

James Blackburn,	Charles D. Foote,	A. B. Montgomery,
J. H. Bruce,	Clint. Griffith,	H. H. Skiles,
M. T. Carpenter,	P. P. Johnston,	Richard J. White—10.
Attila Cox,		

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the sale of any of the turnpike roads in Bath county;

An act to amend chapter 51, title "Holidays," of the General Statutes;

Resolution raising a joint committee composed of all the physicians of both Houses to visit and examine the Penitentiary with the Governor;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act to incorporate the Colored Orphans' Aid Association of the city of Louisville;

An act to amend chapter 92, article 8, section 14, title "Revenue and Taxation," of the General Statutes;

An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands or the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky;

An act to incorporate the Harrison Female College;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Frederick—

1. A bill to amend the charter of the Jefferson Southern Pond Draining Company.

On motion of Mr. Gathright—

2. A bill to amend section 10, article 17, of chapter 27, General Statutes.

On motion of same—

3. A bill to amend section 14, article 1, chapter 5, General Statutes.

On motion of Mr. Rowlett—

4. A bill to amend subsection 2 of section 1, article 4, chapter 12, General Statutes.

On motion of same—

5 A bill to amend section 203 of Criminal Code of Practice.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st; the Committee on General Statutes the 2d and 3d; the Committee on the Judiciary the 4th, and the Committee on Codes of Practice the 5th.

And then the Senate adjourned.

THURSDAY, JANUARY 22, 1880.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

An act to amend and reduce into one the various acts in regard to the town of Bloomfield.

An act regulating the city court of Louisville and the remuneration of its officers.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred to the Committee on Courts of Justice.

Mr. Hill moved to reconsider the vote by which the Senate had on yesterday adopted the resolution proposed by Mr. Mize.

[*For Resolution, see Journal of yesterday.*]

Mr. Berry moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	R. G. Hays,	W. O. Mize,
Joseph Bertram,	Thomas Johnson,	John W. Rowlett,
C. W. Gilmore,	C. N. Lewis,	J. H. Wilkinson,
Geo. T Halbert,	T. J. McElrath,	A. H. Willingham—12.

Those who voted in the negative, were—

Alex. E. Adams,	W. H. Frederick,	Alex. B. Montgomery,
James Blackburn,	John T. Gathright,	Jas. Shackleford,
J. H. Bruce,	Henry George,	H. H. Skiles,
M. T. Carpenter,	Clint. Griffith,	Ishmael H. Smith,
Attila Cox	Samuel E. Hill,	Richard J. White—17.
Chas. D. Foote,	P. P. Johnston,	

The question was then taken on reconsidering the vote by which the Senate had adopted said resolution, and it was decided in the affirmative.

Mr. P. P. Johnston then moved to postpone the further consideration of said resolution indefinitely.

Which motion was adopted.

So said resolution was rejected.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the city of Covington.

Mr. Shackleford moved to reconsider the vote by which said bill had been ordered to be read a third time.

Which motion was adopted.

Mr. Shackleford then moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Griffith, from the Committee on Railroads, reported a bill, entitled

A bill to amend an act, entitled "An act to amend the charter of the Owensboro and Russellville Railroad Company."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred leave to bring in a bill, entitled

A bill to amend an act, entitled "An act for the benefit of Rebecca McCarty, of Whitley county,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. Bruce, from the Committee on Railroads, to whom was referred bills from the House of Representatives of the following titles, viz:

An act to amend the charter of the Louisville and Nashville Railroad Company;

An act amending the charter of the Louisville and Nashville Railroad Company;

Reported the same without amendment.

Ordered, That said bills be made the special order of the day for to-morrow.

Mr. Mitchell moved the following resolution, viz:

Resolved, That in the judgment of this Senate the Committee on Penitentiary and House of Reform have had ample time to digest and report to this Senate the remedial laws so urgently demanded by considerations of humanity, and they are hereby requested to oblige us with the result of their deliberations at the earliest convenient time before final adjournment.

Which was rejected.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 22, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

Jas. A. Duncan, Owen county.
Edward S. Duncanson, Fayette county.
Sol. R. Norman, Spencer county.
Richard J. Eddins, Shelby county.

John H. Morton, Muhlenburg county.
L. M. Campbell. Nicholas county.
H. P. Stephens, Boone county.
J. C. Cassidy, Crittenden county.
C. N. Ballard, Nelson county.
Frank Chinn, Franklin county.
Wm. S. Thompson, Kenton county.
Phil. Gaither, Mercer county.
David Wilson, Fleming county.
J. Speed Peay, Jefferson county.
Eugene P. M. Crentz, Campbell county.
D. A. Keller, Jefferson county.
Thos. R. Sinton, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz.

An act to charter and extend the corporate existence, rights, lease, and privileges of the Kentucky River Mills.

An act to amend an act, entitled "An act to reduce into one the several acts in regard to the town of Lancaster, and for other purposes," approved March 9th, 1867.

An act to change and regulate the time of holding the county and quarterly courts of Greenup county.

An act to amend an act, entitled "An act to regulate the funding of the county debt of Bracken county," approved January 12th, 1878.

An act to empower the board of trustees of the town of Greenup to borrow money to pay for the repairs and extension of the grade at the public landing of said town.

An act to authorize the county court of Wayne county to re-fund the court-house debt of said county at a rate of interest not to exceed six per cent.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals, or of erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slackwater navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and

penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

Mr. Blackburn moved to amend the last clause in the 3d section of said bill, which reads "said offense to be prosecuted in any court of compent jurisdiction," by inserting the word "State" between the word "any" and the word "court."

And the question being taken thereon, it was decided in the negative.

Mr. Montgomery moved to amend said bill by striking out of the first section the words "any of the navigable rivers within or bordering on the State of Kentucky," and inserting in lieu thereof the words "the Kentucky river."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Montgomery and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Henry George,	G. W. Reeves,
J. H. Bruce,	Thos. J. Megibben,	H. H. Skiles,
M. T. Carpenter,	A. B. Montgomery,	A. H. Willingham—11.
Charles D. Foote,	Clifton J. Pratt,	

Those who voted in the negative, were—

Alex. E. Adams,	Clinton Griffith,	R. I. McQuiddy,
Albert S. Berry,	Geo. T. Halbert,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Sam. E. Hill,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	Jas. Shackleford,
Geo. T. Edwards,	P. P. Johnston,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	Richard J. White,
John T. Gathright,	T. J. McElrath,	J. H. Wilkinson—25.
C. W. Gilmore,		

Mr. Carpenter moved to amend said bill by striking out the words "navigable rivers," in the title of said bill, and inserting in lieu thereof the words "Kentucky river."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Henry George,	G. W. Reeves,
J. H. Bruce,	Thos. J. Megibben,	H. H. Skiles,
M. T. Carpenter,	Alex. B. Montgomery,	A. H. Willingham—11.
Charles D. Foote,	Clifton J. Pratt,	

Those who voted in the negative, were—

Alex. E. Adams,	Clinton Griffith,	R. I. McQuiddy,
Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Samuel E. Hill,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	James Shackleford,
Geo. T. Edwards,	P. P. Johnston,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	Richard J. White,
C. W. Gilmore,	T. J. McElrath,	J. H. Wilkinson—24.

Mr. Carpenter then moved to amend said bill by striking out the last clause of the second section thereof, which reads as follows, viz: "and said land shall be exempt from all taxes and assessments so long as it shall remain the property of the United States."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Clinton Griffith,	Clifton J. Pratt,
M. T. Carpenter,	Samuel E. Hill,	G. W. Reeves,
Geo. T. Edwards,	Thos. J. Megibben,	H. H. Skiles,
Charles D. Foote,	D. G. Mitchell,	A. H. Willingham—14.
Henry George,	A. B. Montgomery,	

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	R. I. McQuiddy,
Albert S. Berry,	Geo. T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	John W. Rowlett,
J. H. Bruce,	Thomas Johnson,	James Shackleford,
A. R. Clarke,	P. P. Johnston,	Ishmael H. Smith,
Attila Cox,	C. N. Lewis,	Richard J. White,
W. H. Frederick,	T. J. McElrath,	J. H. Wilkinson—21.

Mr. Skiles moved to amend said bill by adding to the first section thereof the following words, viz: "That if, when under the management and control of the United States Government, any sum of money shall have been expended and the work not finished, as contemplated and set forth in the provisions of this bill, and the work abandoned by the United States Government, or postponed one year from its commencement, in that event the work, improvements, and all benefits growing out of the operation of this bill shall revert to the State of Kentucky."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Reeves and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Geo. T. Edwards,	G. W. Reeves,
M. T. Carpenter,	A. B. Montgomery,	H. H. Skiles,
A. R. Clarke,	Clifton J. Pratt,	A. H. Willingham—9.

Those who voted in the negative, were—

Alex. E. Adams,	Clinton Griffith,	Thos. J. Megibben,
Albert S. Berry,	Geo. T. Halbert,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	W. O. Mize,
J. H. Bruce,	Sam. E. Hill,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	James Shackleford,
Charles D. Foote,	P. P. Johnston,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	Richard J. White,
Henry George,	T. J. McElrath,	J. H. Wilkinson—26.
C. W. Gilmore,	R. I. McQuiddy,	

Mr. P. P. Johnston moved to amend said bill by adding to the fourth section thereof the following words, viz: "*Provided*, The General Assembly reserves the right to repeal this act as to any river or part thereof in the State, until the same is under process of improvement by the General Government."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and White, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Charles D. Foote,	Alex. B. Montgomery,
J. H. Bruce,	Henry George,	Clifton J. Pratt,
M. T. Carpenter,	Clinton Griffith,	G. W. Reeves,
A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Geo. T. Edwards,	Thos. J. Megibben,	A. H. Willingham—15.

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	W. O. Mize,
Albert S. Berry,	Samuel E. Hill,	John W. Rowlett,
Joseph Bertram,	Thomas Johnson,	James Shackleford,
Attila Cox,	C. N. Lewis,	Ishmael H. Smith,
W. H. Frederick,	T. J. McElrath,	Richard J. White,
C. W. Gilmore,	R. I. McQuiddy,	J. H. Wilkinson—20.
George T. Halbert,	D. G. Mitchell,	

Mr. Blackburn moved to amend said bill by striking out the fourth section thereof.

Mr. Mitchell moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Blackburn, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	A. B. Montgomery,	H. H. Skiles,
Geo. T. Edwards,	G. W. Reeves,	A. H. Willingham—7.
Henry George,		

Those who voted in the negative, were—

Alex. E. Adams,	Clinton Griffith,	Thos. J. Megibben,
Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	W. O. Mize,
J. H. Bruce,	Samuel E. Hill,	Clifton J. Pratt,
M. T. Carpenter,	Thomas Johnson,	John W Rowlett,
A. R. Clarke,	P. P. Johnston,	James Shackleford,
Attila Cox,	C. N. Lewis,	Ishmael H. Smith,
Charles D. Foote,	T. J. McElrath,	Richard J. White,
W. H. Frederick,	R. I. McQuiddy,	J. H. Wilkinson—28.
C. W. Gilmore,		

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That whenever the United States shall make an appropriation and shall be about to begin the improvement of any of the navigable rivers within or bordering on the State of Kentucky, by means of locks and permanent or movable dams, or dams with adjustable chutes, or by means of a canal, the consent of the State of Kentucky is hereby given to the acquisition by the United States, by purchase or by condemnation, of any lands, buildings, or other property necessary for the purpose of erecting thereon dams, abutments, locks, lock-keepers' dwellings, chutes, and other necessary structures for the construction and maintenance of slack-water navigation on said rivers, or for the purpose of constructing canals on the same; and the said United States shall have, hold, use, and occupy the said land or lands, buildings or other property, when purchased or acquired as provided for by this act, and shall exercise jurisdiction and control over the same concurrently with the State of Kentucky.

§ 2. *Be it further enacted*, That in case of failure of the United States to agree with the owner or owners of any such lands as the United States may deem necessary for the purpose named in the first section of this act, it shall be lawful for the United States to apply for the condemnation of such land by petition to any judge of a court of record in or nearest to the county wherein the land may be situated, either in term time or in vacation; notice of the time and place of such application having been first duly given, by publication for thirty days prior to the day of such application, in some newspaper of general circulation published in the county where the land lies, or if the owner or owners reside in the State of Kentucky, by personal

service upon the owner or owners of such land at least twenty days prior to such application; and thereupon it shall be lawful for such judge to appoint three disinterested freeholders of the county where such land lies as commissioners, and having been first duly sworn to well and duly appraise the damages due the owner or owners of said land proposed to be taken, shall report, in writing, to the said judge the amount of damages to be paid to the owner or owners of such land; which report, upon confirmation by said judge, shall be held as final and binding upon said owner or owners of said land, and upon the amount of such damages being paid to the owner or owners of said land, the title of said land shall vest in the United States, and said land shall be exempt from all taxes and assessments so long as it shall remain the property of the United States.

§ 3. *And be it further enacted*, That if any person or persons should willfully or maliciously injure any of the lands, buildings, or other property acquired or held under the provisions of this act, such person or persons shall be liable to a fine of not less than twenty dollars, and to an imprisonment not exceeding six months, or both or either, at the discretion of the court. Said offense to be prosecuted in any court of competent jurisdiction.

§ 4. And for the purpose of enabling the United States to expend the one hundred thousand dollars already appropriated by Congress for the improvement of the Kentucky river, and any further appropriation that may hereafter be made for that purpose, the State of Kentucky hereby transfers and cedes to the United States the five locks and dams heretofore constructed by said State on said river, together with all the grounds and appurtenances belonging to the same; but this transfer and cession is made subject to the lease and privileges heretofore made and granted by said State to the Kentucky River Mills Company at lock and dam No. 4 on said river; and the provisions of the preceding section of this act, as to the concurrent jurisdiction of said State and the United States over the lands and buildings authorized to be acquired and constructed by said sections, and imposing penalties for injuries to said works, shall extend and apply to the said five locks and dams and their appurtenances hereby transferred and ceded to the United States.

§ 5. This act shall take effect and be in force from its passage.

Mr. Mitchell moved to suspend the rule and put said bill on its passage.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Carpenter, were as follows, viz:

Those who voted in the affirmative, were--

Alex. E. Adams,	Clint. Griffith,	Thomas J. Megibben,
Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	W. O. Mize,
J. H. Bruce,	Samuel E. Hill,	Clifton J. Pratt,

A. R. Clarke, Thomas Johnson, John W. Rowlett,
Attila Cox, P. P. Johnston, Jas. Shackleford,
Charles D. Foote, C. N. Lewis, Ishmael H. Smith,
W. H. Frederick, T. J. McElrath, Richard J. White,
Henry George, R. I. McQuiddy, J. H. Wilkinson—28.
C. W. Gilmore,

Those who voted in the negative, were—

James Blackburn, A. B. Montgomery, H. H. Skiles,
M. T. Carpenter, G. W. Reeves, A. H. Willingham—7.
George T. Edwards,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carpenter and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams, George T. Halbert, D. G. Mitchell,
Albert S. Berry, R. G. Hays, W. O. Mize,
Joseph Bertram, Sam. E. Hill, Clifton J. Pratt,
J. H. Bruce, Thomas Johnson, John Walter Rowlett,
A. R. Clarke, P. P. Johnston, Jas. Shackleford,
Attila Cox, C. N. Lewis, Ishmael H. Smith,
W. H. Frederick, T. J McElrath, Richard J. White,
C. W. Gilmore, R. I. McQuiddy, J. H. Wilkinson—26.
Clint. Griffith, Thos. J. Megibben,

Those who voted in the negative, were—

James Blackburn, Charles D. Foote, G. W. Reeves,
M. T. Carpenter, Henry George, H. H. Skiles,
Geo. T. Edwards, Alex. B. Montgomery, A. H. Willingham—9.

Mr. Blackburn moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

Mr. Bruce moved to reconsider the vote by which the Senate had passed said bill.

Mr. White moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carpenter and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams, Henry George, Thos. J. Megibben,
Albert S. Berry, C. W. Gilmore, D. G. Mitchell,
Joseph Bertram, Clint. Griffith, W. O. Mize,
James Blackburn, George T. Halbert, A. B. Montgomery,
J. H. Bruce, Sam. E. Hill, Clifton J. Pratt,

M. T. Carpenter,	Thomas Johnson,	John Walter Rowlett,
A. R. Clarke,	P. P. Johnston,	Jas. Shackleford,
Attila Cox,	C. N. Lewis,	Ishmael H. Smith,
Geo. T. Edwards,	T. J. McElrath,	Richard J. White,
Charles D. Foote,	R. I. McQuiddy,	J. H. Wilkinson—30.

Those who voted in the negative, were—

G. W. Reeves.	H. H. Skiles,	A. H. Willingham—3.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Frederick—

1. A bill relating to the State paying for the improvements in front of the Blind Asylum.

On motion of same—

2. A bill to incorporate the Louisville Edison Electric Light Company.

On motion of Mr. Adair—

3. A bill to amend an act to incorporate the Shawneetown and Madisonville Railroad.

On motion of Mr. P. P. Johnston—

4. A bill to locate the Agricultural and Mechanical College of Kentucky.

On motion of Mr. Shackleford—

5. A bill for the benefit of Jacob Hilman, of Mason county.

On motion of same—

6. A bill for the benefit of the Licking Valley Railroad Company.

Ordered, That the Committee on Charitable Institutions prepare and bring in the 1st; the Committee on Propositions and Grievances the 2d; the Committee on the Judiciary the 3d; the Committee on Education the 4th; the Committee on Propositions and Grievances the 5th, and the Committee on Railroads the 6th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to legalize the orders and proceedings had and made by the Boone county court at its regular January term, 1880;

An act authorizing the county judge of Hancock county to sell the delinquent tax list;

And an enrolled bill and resolutions, which originated in the Senate, of the following titles, viz:

An act for the benefit of the trustees of the town of Hartford;

Resolution directing the appointment of a joint committee to visit the Lunatic Asylum at Hopkinsville and the Blind Asylum at Louisville;

Resolution in relation to officers and their salaries of this General Assembly;

Resolution appointing a joint committee to visit the Deaf and Dumb Asylum at Danville;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

FRIDAY, JANUARY 23, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to authorize and empower the trustees of the town of Whitesville, Daviess county, Kentucky, to insert the words, "with the privilege to sell spirituous, vinous, and malt liquors by the drink," in licenses issued by the town of Whitesville for the years 1875 and 1876.

An act to amend an act, entitled "An act for the benefit of the creditors of the Allensville Turnpike Road Company."

An act to incorporate the Farmers' Mutual Aid Association, of Lewis county.

An act to amend an act, entitled "An act to amend an act to incorporate the Cumberland and Ohio Railroad Company."

An act to charter and incorporate the Exchange Bank of Sharpsburg, Kentucky, in Bath county.

An act to amend the charter of the town of Knottsville, Daviess county, Kentucky.

An act to repeal chapter 726, Session Acts 1878, title "An act to amend the city charter of Owensboro," approved April 2d, 1878.

An act to authorize the city of Lexington to donate lands and bonds for the benefit of the Agricultural and Mechanical College of Kentucky, and to provide for the payment of the bonds.

An act for the benefit of Mary C. Barbee, of the county of Taylor.

An act to enable the city of Lexington to fund its debt in bonds bearing six per cent. interest.

An act to repeal an act, entitled "An act to amend an act for the benefit of the clerks of the county courts of Lewis, Clark, Montgomery, Mason, Nelson, Cumberland, Adair, Clinton, Russell, Todd, Logan, and Simpson counties, so as to make the provisions thereof apply to the clerks of the Carter and Anderson county courts," approved January 22d, 1874.

An act to amend section 30, article 1, chapter 94, of General Statutes, title "Roads and Passways," as to Hickman county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend article 5, chapter 62, entitled "Juries, Grand and Petit," of the General Statutes,

An act to authorize the Fayette county court to issue the bonds of said county, for the purpose of providing for the payment of the coupons on the outstanding bonds of said county, and the redemption and cancelment of said bonds, and also to provide for the payment of the coupons and the redemption of the bonds to be issued under this act.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to amend article 11, chapter 29, of General Statutes.

2. An act authorizing the Governor to appoint a commissioner to procure the site and inclose the graves of certain persons.

3. An act for the benefit of Allen county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same.

4. An act for the benefit of the town of Sherburn, Fleming county.

5. An act authorizing the Owen county court to issue and sell bonds to pay off its indebtedness, and to provide for the payment thereof.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on General Statutes; the 2d to the Committee on Appropriations; the 3d and 4th to the Committee on Propositions and Grievances, and the 5th to the Committee on the Sinking Fund.

The following petition was presented, viz:

By Mr. Foote—

The petition of sundry citizens of Kenton county, praying the passage of an act increasing the school fund for the present year.

Which was received, the reading dispensed with, and referred to the Committee on Education.

Mr. Berry read and laid on the table the following joint resolution, viz:

WHEREAS, On the 26th day of March, 1879, the Hon. John M. Elliott was stricken down by violence, at the Capital of the State, for the discharge of his duty, being then an honored member of the Appellate Court of Kentucky, leaving an unexpired term of five years, his death being the immediate result of an official act honestly and faithfully performed, his assassination causing a shudder of horror unparalleled in the history of our State; and recognizing in him a worthy citizen, an able jurist, a man, who, in all his relations with his fellow-man, was the personification of honor worthy of emulation; and whereas, his distressed widow, Susan J. Elliott, is physically afflicted, and dependent upon the kindness of friends and relatives; and whereas, the Legislature of Kentucky, as the immediate representatives of a noble and generous people, recognizing the distinguished services of the deceased, and their duty to his bereaved widow, and feeling a profound sympathy for her in her irreparable loss; therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, instructed to draw his warrant on the Treasurer in favor of said Susan J. Elliott for an amount equal to one year's salary of a Judge of the Court of Appeals, as now established by law, to be paid out of any money in the Treasury not otherwise appropriated.

Which, under the rule, lies over one day.

Mr. Wilkinson read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the two Houses of the General Assembly will meet in joint session on Thursday, 29th inst., and proceed to the election of a Public Printer and Binder for the Commonwealth to succeed the present incumbent, and continue from day to day at the same hour until an election is had; and

the rules applicable to the election of United States Senator by joint ballot shall govern in the election of said Public Printer and Binder.

Which, under the rule, lies over one day.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to promote and maintain public schools in the town of Cloverport, Breckinridge county."

Which was granted, and the bill delivered to the messenger.

Bills from the House of Representatives, of the following titles, were reported from the committee to whom they had been referred, viz:

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prevent the sale of spirituous, vinous, malt, or other intoxicating liquors, or any mixture thereof, in any quantity, at the High Bridge Camp Meeting Ground, in Jessamine county, or within two miles of said place.

By same—

An act to incorporate Minerva Lodge, No. 116, Free and Accepted Masons.

By Mr. Frederick, from same committee—

An act to incorporate the Jackson Street Colored Methodist Church, Louisville.

By Mr. Edwards, from same committee—

An act to incorporate the Sacred Heart Literary and Scientific Society of the Passionists.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 23, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

Dent Hoover, Jessamine county.
T. W. Newberry, Martin county.

Jas. D. White, Ballard county.
Wm. M. Hollingsworth, Bell county.
Wm. M. Hollingsworth, Harlan county.
Temple Bodley, Jefferson county.
David I. Heyman, Jefferson county.
J. W. Nichols, Jefferson county.
S. T. Mallory, Jefferson county.
R. C. Dodsworth, Campbell county.
Samuel C. Wendt, Campbell county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Blackburn, from the Committee on Charitable Institutions—

1. A bill to incorporate the Confederate Soldiers' Home and Orphan Asylum.

By Mr. Halbert, from the Committee on Religion and Morals—

2. A bill to repeal an act approved January 17th, 1880, entitled "An act to amend an act, entitled 'An act to amend an act approved February 18th, 1860, to empower the county of Bath to make subscriptions to the capital stock of turnpike roads in said county,' approved February 5th, 1868," approved March, 1876.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

3. A bill to amend an act, entitled "An act to authorize the trustees of the Cincinnati Southern Railway to acquire the right of way and to extend its line of railway through certain counties in this Commonwealth," approved February 13th, 1872.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the last named bill be printed, and recommitted to the Committee on Codes of Practice, and the 1st and 2d be severally engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act amending the charter of the Louisville and Nashville Railroad Company.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That in addition to the power and authority conferred upon the Louisville and Nashville Railroad Company by the act approved March 6th, 1878, chapter 278, entitled "An act to amend the charter of the Louisville and Nashville Railroad Company," "to operate, lease, or purchase, upon such terms or in such manner as the president and directors might deem best, any railroad in any other State or States deemed necessary for the protection of the interest of the stockholders," the said company shall also have the power and authority to purchase and hold a majority in amount of the capital stock of any railroad company or companies chartered by any other State or States, in order to secure to the Louisville and Nashville Railroad Company the control in the management and operation of the railroad or railroads of the company or companies chartered as aforesaid in such other State or States: *Provided*, That a majority in interest of the stockholders of the company present, or represented by proxies, at any annual or called meeting thereof, shall accept this act as an amendment to this charter.

§ 2. This act to take effect from and after its passage.

Mr. Carpenter moved to amend said bill by adding the following sections thereto, viz:

§ —. That all freight shipped from one terminus of said road to or beyond the other terminus, and all freight shipped from either terminus to any intermediate station, or from any intermediate station to or beyond either terminus, shall be deemed through freight.

§ —. That all freight shipped from one intermediate station to another intermediate station, on the line of said road or its branches, within this Commonwealth, shall be denominated way freight.

§ —. There shall be no discrimination in charges for carrying through freights of the same class.

§ — That all through freight of the same class shall be shipped upon the same terms per mile, and at the same rate, and no greater rate upon the ton or hundred weight per pound or car shall be charged per mile for through freight from a terminus to an intermediate station, or from an intermediate station to or beyond a terminus of said road, than is charged upon through freight from one terminus to the other.

§ —. That for way freight, as defined by this amendment, no greater proportional rates of freight may be charged per mile for short distances than for greater distances; but in no case shall the freight charged or collected for a shorter distance exceed, ratably, that charged for a greater distance over said road, its branches or connections, within this Commonwealth.

§ —. That said railroad company, nor the officers of said company, its agents, or persons operating said road, shall not discriminate between any persons, company, or corporation in rates demanded or collected for freights, or in any rebates allowed upon freight transported upon said road, its branches or connections, so as to demand or collect from one person, company, or corporation more than may be demanded and in good faith collected, from any and all other persons, companies, or corporations for freight of the same kind and class. The said charges for freight shall, in all cases, include the costs of loading and unloading cars; and no extra charge shall be made therefor, except that, where the distance is less than

twenty-five miles over which said freight shall pass, the said road shall be allowed one dollar per car for loading said car.

§ —. That if said railroad company, its president, superintendent, officers, agents, or receiver, violates any of the provisions of this act, or any of the provisions of the charter of said company regulating freight, said company, and any of said persons guilty of said violation, shall forfeit and pay to said person, corporation, or company so aggrieved double the excess of the freight demanded or collected contrary hereto, and also any other damages sustained thereby, the same to be recovered by ordinary actions in any court having jurisdiction.

§ —. The violation of any of the provisions of this act by the company, its officers, agents, receivers, or any committee of said road's board of directors, shall be deemed a misdemeanor, and, upon conviction thereof of said company, or any of its officers or agents, of a violation of the provisions of this act, the said company, and the officer or agent making said illegal charge, shall forfeit and pay to the Commonwealth of Kentucky, for each offense, the sum of one hundred dollars, to be recovered upon presentment or indictment of the grand jury of the county in which said railroad charges were wrongfully charged or collection has been made: *Provided*, That if said illegal charge was made or collected by a station agent of said road, said agent if, on demand, does, within twenty days thereafter, correct said charge, and repay any excess of freight that has been paid by reason of said charge, shall not be liable to prosecution as mentioned in this act; but, upon his failure so to do within the time specified, he shall be liable to the same fine as before mentioned.

§ —. The court in the county in which the depots and stations of said road are situate, at which any of the violations of this act may occur, shall have jurisdiction to try the company and persons violating this act; and service of process shall be made upon its president or superintendent, or upon the agent of said company, in the county in which said violation of this act is committed.

§ —. That said railroad company shall carry and transport all coal mined in the State of Kentucky that may be delivered to said company or its agents, at a rate not exceeding two cents per ton of two thousand pounds per mile in cars of said company or those of another company, and in cars of the shippers at the rate of one and one half cents per ton of two thousand pounds per mile.

Mr. Foote moved to amend said bill by adding to the first section thereof the following words, viz:

Provided, The said Louisville and Nashville Railroad Company shall hereafter be subject to any general legislation that may be passed which shall apply to all railroads in this State.

Mr. White moved that said bill be printed, and recommitted to the Committee on Railroads, and made the special order of the day for the 2d day of February next.

And the question being taken thereon, it was decided in the negative.

Mr. White then moved to postpone the further consideration of said bill until Tuesday next, at 12 o'clock, M.

And the question being taken thereon, it was decided in the negative.

Mr. Hill moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Carpenter to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. White and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	Ishmael H. Smith,
M. T. Carpenter,	Clifton J. Pratt,	A. H. Willingham—8.
Henry George,	G. W. Reeves,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	T. J. McElrath,
Alex. E. Adams,	John T. Gathright,	R. I. McQuiddy,
Albert S. Berry,	C. W. Gilmore,	Thos. J. Megibben,
Joseph Bertram,	Clinton Griffith,	D. G. Mitchell,
J. H. Bruce,	Geo. T. Halbert,	A. B. Montgomery,
A. R. Clarke,	R. G. Hays,	John W. Rowlett,
Attila Cox,	Sam. E. Hill,	H. H. Skiles,
Geo. T. Edwards,	Thomas Johnson,	Richard J. White,
Charles D. Foote,	C. N. Lewis,	J. H. Wilkinson—27.

The question was then taken on the amendment proposed by Mr. Foote to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. George and Reeves, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Samuel E. Hill,	Clifton J. Pratt,
M. T. Carpenter,	Thomas Johnson,	G. W. Reeves,
Geo. T. Edwards,	P. P. Johnston,	Ishmael H. Smith,
Chas. D. Foote,	T. J. McElrath,	Richard J. White,
Henry George,	R. I. McQuiddy,	A. H. Willingham—17.
Clint. Griffith,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	C. N. Lewis,
Alex. E. Adams,	W. H. Frederick,	D. G. Mitchell,
Albert S. Berry,	John T. Gathright,	Alex. B. Montgomery,
Joseph Bertram,	C. W. Gilmore,	John W. Rowlett,
J. H. Bruce,	Geo. T Halbert,	H. H. Skiles,
A. R. Clarke,	R. G. Hays,	J. H. Wilkinson—18.

Said bill was read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. George and Mitchell, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	Thos. J. Megibben,
Alex. E. Adams,	C. W. Gilmore,	D. G. Mitchell,
Albert S. Berry,	Clinton Griffith,	A. B. Montgomery,
Joseph Bertram,	Geo. T. Halbert,	Clifton J. Pratt,
James Blackburn,	R. G. Hays,	G. W. Reeves,
J. H. Bruce,	Samuel E. Hill,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Attila Cox,	C. N. Lewis,	Richard J. White,
Geo. T. Edwards,	T. J. McElrath,	J. H. Wilkinson,
Charles D. Foote,	R. I. McQuiddy,	A. H. Willingham—34.
W. H. Frederick,		

Those who voted in the negative, were—

Henry George, Ishmael H. Smith—2.

Mr. Foote moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. Mitchell moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

Mr. McElrath moved to take up the motion entered by Mr. Foote, to reconsider the vote by which the Senate had passed said bill.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and Carpenter, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
Albert S. Berry,	Clinton Griffith,	D. G. Mitchell,
James Blackburn,	Geo. T. Halbert,	A. B. Montgomery,
J. H. Bruce,	R. G. Hays,	Clifton J. Pratt,
M. T. Carpenter,	Sam. E. Hill,	G. W. Reeves,
A. R. Clarke,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	P. P. Johnston,	Jas. Shackleford,
Geo. T. Edwards,	C. N. Lewis,	H. H. Skiles,
W. H. Frederick,	T. J. McElrath,	J. H. Wilkinson—30.

Those who voted in the negative, were—

Charles D. Foote,	Ishmael H. Smith,	A. H. Willingham—5.
Henry George,	Richard J. White,	

Mr. Montgomery moved to lay the motion, heretofore made by Mr. Foote, to reconsider the vote by which the Senate had passed said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

Mr. Thos. Johnson, from the Committee on Federal Relations, to whom was referred a resolution from the House of Representatives, entitled

Resolution in regard to the property of Dr. J. M. Bent, destroyed by order of Col. G. S. Hicks,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to incorporate the Confederate Soldiers' Home and Orphan Asylum.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to prevent stock from running at large in Campbell county;"

An act for the encouragement and protection of live fences in Kenton and Boone counties;

An act legalizing the levy of tax for court-house building by the Russell county court;

An act to authorize the judge of the Fayette quarterly court to appoint a clerk for said court, and to define his powers and duties;

An act to amend the road law of Greenup county;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

On motion, Mr. P. P. Johnston was added to the select committee to visit the Deaf and Dumb Asylum at Danville.

On motion of Mr. Blackburn, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the disagreement by the Senate to a bill, which originated in the House of Representatives, entitled

An act for the benefit of the Attorney General of this Commonwealth.

After a short time, said bill was handed in at the Clerk's desk.

Mr. Hill moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts be, and is hereby, requested to report to the Senate the nature of the debts owing the Commonwealth from the following sources, viz: From Bardstown and Louisville Turnpike Company, $5,000: from Bardstown and Green River Turnpike Company, $5,000; from Barren River Bridge Company, $5,000; Kentucky River Navigation Line, $6,500; Louisville, Cincinnati, and Lexington Railroad Company, $26,000; Springfield and Bardstown Turnpike Road, $5,000; Rio Bridge Company, $8,000; whether any of said debts, all of which are borne in the Auditor's ledger, are due, and whether any interest is paid to the State on said debts, or either of them; and if not, why not, and to report whether the corporations owing said several debts are solvent, and by what authority said debts were contracted.

Which was read and adopted.

On motion, leave of absence, indefinitely, was granted Messrs. Clarke, Cox, George, Berry, Shackleford, and Mize.

On motion of Mr. Hays, the itemized statement made by the Auditor, in respone to a resolution of inquiry touching certain expenditure of money by the Executive and other departments of the Commonwealth, heretofore referred to the Committee on Finance, was referred to the Committee on the Judiciary.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Megibben, from the Committee on Agriculture and Manufactures—

1. A bill to amend an act, approved December 7th, 1850, entitled "An act to incorporate the Kentucky Agricultural and Mechanical Association at Lexington."

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

2. A bill to amend the Code of Practice in criminal cases.

By Mr. Foote, from same committee—

3 A bill to amend an act, entitled "An act to incorporate the

Highland Cemetery," approved March 6th, 1869, approved January 29th, 1878.

By Mr. Montgomery, from the Committee on the Judiciary—

4. A bill to regulate the fees and salaries of certain public officers.

By Mr. Hill, from the Committee on Education—

5. A bill to amend the charter of the city of Covington.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 2d was ordered to be printed, and made the special order of the day for Thursday, the 29th inst., at 12 o'clock, M., and from day to day until disposed of; the 4th was ordered to be printed, and made the special order of the day for Thursday, the 29th inst., at 12 o'clock, M., and the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Megibben, from the Committee on Agriculture and Manufactures—

An act to amend an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17th, 1864, and the amendments thereto, by changing the corporate name of said town from Caverna to Horse Cave.

By Mr. McQuiddy, from the Committee on Charitable Institutions—

An act incorporating Montgomery Lodge, No. 18, Independent Order of Odd Fellows, Harrodsburg, Kentucky.

By Mr. Carpenter, from the Committee on General Statutes.

An act for the benefit of Mrs. Emma M. Milton, wife of Eben Milton.

By Mr. Adair, from the Committee on Sinking Fund—

An act authorizing the Owen county court to issue and sell bonds to pay off its indebtedness, and to provide for the payment thereof.

By Mr. Edwards, from the Committee on Courts of Justice—

An act to amend the charter of the town of Homer, in Logan county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Blackburn, from the Committee on Charitable Institutions, reported a bill, entitled

A bill to amend section 21, chapter 73, General Statutes, title "Lunatic Asylums."

Said bill was read the first time as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 21, chapter 73, of the General Statutes, be amended by striking out the words "two hundred dollars," in the ninth line from the beginning of said section 21 of chapter 73, and inserting in lieu thereof the words "one hundred and seventy-five dollars," and also by striking out the words "two hundred," in the twelfth line from the top of said section, and inserting the words "one hundred and seventy-five" in lieu thereof.

§ 2. This act shall take effect and be in force from and after its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Adair moved to amend said bill by striking out the words "one hundred and seventy-five," where they occur therein, and inserting in lieu thereof the words "one hundred and fifty."

Mr. Montgomery moved to amend said proposed amendment by striking out the words "one hundred and fifty," and inserting in lieu thereof the words "one hundred and sixty-five."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Adair to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruce and Thos. Johnson, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	Sam. E. Hill,	Ishmael H. Smith,
Alex. E. Adams,	Thomas Johnson,	Richard J. White,
Joseph Bertram,	C. N. Lewis,	J. H. Wilkinson,
Charles D. Foote,	T. J. McElrath,	A. H. Willingham—12.

Those who voted in the negative, were—

James Blackburn,	C. W. Gilmore,	R. I. McQuiddy,
J. H. Bruce,	Clint. Griffith,	Thos. J. Megibben,
M. T. Carpenter,	George T. Halbert,	Alex. B. Montgomery,
W. H. Frederick,	R. G. Hays,	G. W. Reeves,
John T. Gathright,	P. P. Johnston,	H. H. Skiles—15.

Mr. Hill moved to amend said bill by striking out the words "one hundred and seventy-five," where they occur therein, and inserting in lieu thereof the words "one hundred and sixty."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	A. B. Montgomery,
Alex. E. Adams,	Samuel E. Hill,	Ishmael H. Smith,
Joseph Bertram,	Thomas Johnson,	Richard J. White,
M. T. Carpenter,	C. N. Lewis,	J. H. Wilkinson,
Geo. T. Edwards,	T. J. McElrath,	A. H. Willingham—16.
Charles D. Foote,		

Those who voted in the negative, were—

James Blackburn,	George T. Halbert,	Thos. J. Megibben,
J. H. Bruce,	R. G. Hays,	D. G. Mitchell,
W. H. Frederick,	P. P. Johnston,	G. W. Reeves,
John T. Gathright,	R. I. McQuiddy,	H. H. Skiles—13.
Clinton Griffith,		

Mr. Montgomery moved to reconsider the vote by which the Senate had adopted the amendment proposed by Mr. Hill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Montgomery then moved to amend the amendment proposed by Mr. Hill by striking out the words "one hundred and sixty," and inserting in lieu thereof the words "one hundred and sixty-six."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. Hill, as amended, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act to amend section 111 of an act, entitled "An act regulating practice in civil cases,"

Reported the same, with the expression of opinion that said bill ought not to pass.

Mr. Carpenter moved that said bill be placed in the orders of the day.

And the question being taken thereon, it was decided in the affirmative.

Mr. Wilkinson, from the Committee on Codes of Practice, to whom was referred leave to bring in a bill, entitled

A bill to amend section 667, Civil Code of Practice,

Reported the same without amendment.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be placed in the orders of the day.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to authorize the Fayette county court to issue the bonds of said county, for the purpose of providing for the payment of the coupons on the outstanding bonds of said county, and the redemption and cancelment of said bonds, and also to provide for the payment of the coupons and the redemption of the bonds to be issued under this act.

And the question being taken on concurring in said amendment, it was decided in the affirmative.

The Senate took up for consideration a bill, entitled

A bill to provide for transfer of causes to and from the Kenton circuit and chancery courts.

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bruce read and laid on the table the following joint resolution, viz:

WHEREAS, By an act of the General Assembly, approved April 8th, 1878, the sum of two hundred and fifty dollars was appropriated to enable Prof. T. W. Tobin, of Central University, Richmond, Kentucky, to perfect an apparatus called a Sine Pendulum, with the view of exhibiting the same at the Paris Exposition; and whereas, under said act the said apparatus was entrusted to the care of Bennet H. Young, one of the Commissioners of Kentucky to said Exposition, and after being exhibited, said apparatus was to be returned to the State of Kentucky, and placed in the office of Secretary of State; therefore, be it

Resolved, That the Secretary of State report to the Senate whether or not the provisions of said act have been complied with.

The rule of the Senate requiring a resolution requesting information from a public officer to lie over one day being suspended, said resolution was taken up, twice read, and adopted.

Mr. White read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, directed to furnish to this General Assembly, with the least possible delay, a detailed statement, showing what amounts have been paid for printing and binding for the Governor's, Secretary's, and Auditor's Offices for the ten years commencing October 10th, 1869, and ending October 10th, 1879, and charged to those offices under the head of contingent expenses.

Which, under the rule, lies over one day.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 24, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

H. X. Morton, Union county.
G. D Moore, Whitley county.
H. M. Carr, Jefferson county.
E. M. Browder, Logan county.

Theodore H. McGee, Jefferson county.
W. L. Porter, Barren county.
R. T. Thornton, sr., Campbell county.
J. W. Eden, McCracken county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to amend an act to incorporate the Colored Orphans' Aid Association of the city of Louisville.

An act for the benefit of the trustees of the town of Hartford.

An act to incorporate the Harrison Female College.

An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands or the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky.

An act to amend chapter 92, article 8, section 14, title "Revenue and Taxation," of the General Statutes.

An act to amend article 5, section 11, chapter 62, entitled "Juries Grand and Petit," of the General Statutes.

An act to incorporate the Confederate Soldiers' Home and Orphan Asylum.

Resolution appointing a joint committee to visit the Deaf and Dumb Asylum at Danville.

Resolution in relation to officers and their salaries of this General Assembly.

Resolution directing the appointment of a joint committee to visit the Lunatic Asylum at Hopkinsville and the Blind Asylum at Louisville.

The Senate took up for consideration a bill, entitled

A bill to amend chapter 85 of the General Statutes,

Together with the amendment heretofore proposed by Mr. Clarke to said bill.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the following be added as an additional section to chapter 85 of the General Statutes: "For every violation of this act the Keeper shall be fined one hundred dollars, recoverable in any court

having jurisdiction thereof, one third of the amount to be paid to the informant, the balance into the State Treasury."

§ 2. This act to take effect from its passage.

Said amendment reads as follows, viz:

Insert after the word fined, in third line, the words "from fifty to one hundred and fifty," in lieu of the words "one hundred."

Provided, That it shall not be understood or construed to impair the power or duties conferred on the Governor by said chapter.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That that said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	Thos. J. Megibben,
James Blackburn,	John T. Gathright,	A. B. Montgomery,
J. H. Bruce,	Sam. E. Hill,	G. W. Reeves,
M. T. Carpenter,	P. P. Johnston,	Richard J. White—12.

Those who voted in the negative, were—

Alex. E. Adams,	George T. Halbert,	Clifton J. Pratt,
Joseph Bertram,	R. G. Hays,	H. H. Skiles,
Geo. T. Edwards,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson,
C. W. Gilmore,	D. G. Mitchell,	A. H. Willingham—15.

So said bill was rejected.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Foote—

1. A bill, entitled "An act to amend section 1, article 16, chapter 41, General Statutes."

On motion of same—

2. A bill, entitled "An act concerning fees of officers holding examining courts."

On motion of same—

3. A bill to repeal section 71 of the Criminal Code of Practice.

On motion of Mr. McQuiddy—

4. A bill regulating the discharge of prisoners from the Kentucky Penitentiary.

On motion of Mr. Blackburn—

5. A bill to amend section 85 of the General Statutes, by adding a section thereto.

On motion of Mr. Hill—

6. A bill for the benefit of Joseph T. Beaton, of Ohio county.

On motion of Mr. Wilkinson—

7. A bill to amend chapter 28, article 23, section 1, General Statutes.

On motion of Mr. Carpenter—

8. A bill authorizing the Shelby county court to sell the delinquent tax-list of said county.

On motion of Mr. Mitchell—

9. A bill to change and enlarge the corporate limits of the town of Campbellsville.

On motion of Mr. McQuiddy—

10. A bill to amend the Civil Code of Practice, chapter 1, section 738.

Ordered, That the Committee on Codes of Practice prepare and bring in the 1st, 2d, 3d, 6th, 7th, and 10th; the Committee on General Statutes the 4th, 5th, and 8th, and the Committee on Propositions and Grievances the 9th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the House of Representatives, of the following title, viz:

An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals, or of erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slackwater navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Confederate Soldiers' Home and Orphan Asylum;

An act to amend article 5, section 11, chapter 62, entitled "Juries, Grand and Petit," of the General Statutes;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

At fifteen minutes before one o'clock, P. M., Mr. Hill moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Geo. T. Halbert,	R. I. McQuiddy,
Alex. E. Adams,	R. G. Hays,	D. G. Mitchell,
J. H. Bruce,	Sam. E. Hill,	G. W. Reeves,
M. T. Carpenter,	P. P. Johnston,	J. H. Wilkinson,
Geo. T. Edwards,	C. N. Lewis,	A. H. Willingham—16.
C. W. Gilmore,		

Those who voted in the negative, were—

Joseph Bertram,	John T. Gathright,	H. H. Skiles,
James Blackburn,	Thos. J. Megibben,	Ishmael H. Smith,
Charles D. Foote,	A. B. Montgomery,	Richard J. White—11.
W. H. Frederick,	Clifton J. Pratt,	

And then the Senate adjourned.

MONDAY, JANUARY 26, 1880.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, of the following title, viz:

A bill for the benefit of Benj. F. Young, owner of the established ferry at the town of Russell, Greenup county, Kentucky, and his successors.

That they had concurred in an amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to incorporate the town of Belleview.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act to amend an act, entitled "An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the town of North Middletown, in Bourbon county," approved February 16th, 1874.

2. An act to aid school district No. 7, Fayette county.

3. An act authorizing the coroner of Nelson county to appoint one or more deputies.

4. An act for the benefit of the Spencer Turnpike Road Company, in Montgomery county.

5. An act for the benefit of J. H. Armstrong, late sheriff of Carter county.

6. An act to amend an act, entitled "An act in relation to the collection of the turnpike road tax in Lewis county."

7. An act for the benefit of certain citizens of Boyle county.

8. An act to authorize and empower the Grayson county court to re-fund the outstanding railroad bonded debt of Grayson county.

9. An act legalizing the action of the county court of Edmonson at its December called term, 1879, in ordering the treasurer of said county to borrow money to pay off bonds.

10. An act to amend the charter of the Hanging Fork and Green River Turnpike Road Company.

11. An act to authorize the counties of Muhlenburg and Butler to build a bridge across Muddy river, at or near the mouth of said river.

12. An act to amend section 4 of an act to authorize the mayor and council of the city of Augusta, in Bracken county, to make subscription to the Augusta and Berlin Turnpike Road Company.

13. Joint resolution for the benefit of the soldiers of the late war of 1861–'62, &c.

14. Resolution in regard to property destroyed by the United States troops at Paducah in 1864.

Which bills and resolutions were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolutions being dispensed with, they were referred—the 1st to the Committee on Codes of Practice; the 2d to the Committee on Education; the 3d, 9th, and 12th to the Committee on Courts of Justice; the 4th, 6th, 10th, and 11th to the Committee on Internal Improvement; the 7th to the Committee on Propositions and Grievances; the 8th to the Committee on Railroads; the 5th to the Committee on Finance; and the 13th and 14th, the resolutions, to the Committee on Federal Relations.

A message was also received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act assigning a room for the use of the Clerk of the Court of Appeals,

With an amendment thereto.

Which was taken up, twice read, and concurred in.

The following petitions and remonstrance were presented, viz:

By Mr. Halbert—

1. The remonstrance of sundry citizens of Boyd county, against the passage of an act for the benefit of the Chattaroi Railway Company.

By same—

2. The petition of sundry citizens of Greenup, praying an amendment to their town charter.

By Mr. Reeves—

3. The petition of the board of trustees and sundry citizens of the town of Lovelaceville, praying an amendment to their town charter.

Which were received, the reading dispensed with, and referred—the 1st, the remonstrance, to the Committee on Railroads, the 2d to the Committee on Religion and Morals, and the 3d to the Committee on Propositions and Grievances.

On motion, leave of absence, indefinitely, was granted Messrs. McElrath, Frederick, and Willingham.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Halbert, from the Committee on Religion and Morals—

A bill to amend the act of incorporation of the town of Greenup, in Greenup county, and the acts amendatory thereof.

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill to repeal an act creating a common pleas court in the counties of Boyle, Garrard, Lincoln, &c.

By Mr. Hill, from the Committee on Education—

A bill to locate the Agricultural and Mechanical College.

By Mr. White, from same committee—

A bill to amend an act, entitled "An act to maintain a graded school in Hartford."

By Mr. Pratt, from same committee—

A bill to charter Union College of Barbourville.

By Mr. Hays, from the Committee on Finance—

A bill for the benefit of Jacob Hawthorn.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to amend the road law of Greenup county.

An act for the encouragement and protection of live fences in Kenton and Boone counties.

An act legalizing the levy of tax for court-house building by the Russell county court.

An act to amend an act, entitled "An act to prevent stock from running at large in Campbell county."

An act to authorize the judge of the Fayette quarterly court to appoint a clerk for said court, and to define his powers and duties.

An act authorizing the county judge of Hancock county to sell the delinquent tax list.

An act to legalize the orders and proceedings had and made by the Boone county court at its regular January term, 1880, levying a tax for the purpose of meeting the cost of erecting a poor-house for said county, and in relation to collecting said tax relative to said poor-house and the erection thereof.

An act to amend chapter 51, title "Holidays," of the General Statutes.

An act to authorize the sale of any of the turnpike roads in Bath county.

An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals, or of erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slackwater navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

Resolution raising a joint committee composed of all the physicians of both Houses to visit and examine the Penitentiary with the Governor.

Mr. Hays, from the Committee on Finance, to whom had been referred a resolution, heretofore proposed by Mr. Adams, in relation to the present rate of taxation, and the salaries of certain officials, asked to be discharged from the further consideration of the same.

Which was granted.

Mr. Gathright moved to reconsider the vote by which the Senate had, on Saturday, passed a bill, entitled

An act to amend section 21, chapter 73, General Statutes, title "Lunatic Asylums."

Which motion was simply entered.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 26, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

C. H. Johnson, Henderson county.
W. S. Johnson, Henderson county.
John T. Handley, Henderson county.
J. B. Alves, Henderson county.
J. P. Hobson, Hardin county.
Charles W. Stone, Woodford county.
J. S Davis, Hickman county.
J. H. Miller, Adair county.
Burton Vance, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to amend the charter of the town of Stanton, in Powell county.

By same—

An act to amend an act, entitled "An act incorporating the town of Rocky Hill, Edmonson county."

By Mr. Hill, from the Committee on Education—

An act for the benefit of J. D. Atchison, common school commissioner for Daviess county.

By Mr. Bertram, from same committee—

An act to amend an act to incorporate the Kentucky Female Orphan School.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of M. D. Corder, late sheriff of Wayne county, authorizing the present sheriff of Wayne county to collect the revenue and county levy for the years 1875, 1876, and 1877.

By same—

An act for the benefit of J. F. Rennick and C. M. Vaughan, former sheriffs of Hickman county.

By same—

An act for the benefit of Thos. W. Pickering, late sheriff of Caldwell county.

By same—

An act for the benefit of O. Ross Baker, former sheriff of Caldwell county.

By same—

An act for the benefit of John J. Kouns, late sheriff of Boyd county.

By same—

An act authorizing the court of claims of the county of Meade to levy an ad valorem tax.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act in relation to master and special commissioners and receivers of the various courts of this Commonwealth.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Hill, from the Committee on Codes of Practice, to whom was recommitted a bill, entitled

A bill to amend section 2, article 22, chapter 28, of the General Statutes, title "Courts,"

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 2, article 22, chapter 28, of the General Statutes, title "Courts," be amended by inserting the words "two hundred and" before the word "fifty" in said section.

§ 2. This act to be in force from its passage, but not to affect appeals now pending, nor appeals hereafter prosecuted from judgments now rendered.

Mr. White moved to amend said bill by striking out the words "two hundred," where they occur therein, and inserting in lieu thereof the words "one hundred and fifty."

And the question being taken thereon, it was decided in the negative.

Mr. Halbert moved to amend said bill by striking out the words "two hundred," where they occur therein, and inserting in lieu thereof the words "one hundred."

And the question being taken thereon, it was decided in the affirmative.

Mr. Mitchell moved to lay said bill and pending amendment on the table.

And the question being taken thereon, it was decided in the negative.

Mr. Reeves moved to amend said bill by striking out the first section, and inserting in lieu thereof the following, viz:

That section 2, article 22, chapter 28, of the General Statutes, title "Courts," be amended by inserting the words "seventy-five" in lieu of the word "fifty," where it occurs in said section.

And the question being taken thereon, it was decided in the negative.

Mr. Montgomery moved to amend said bill by striking out the first section, and inserting in lieu thereof the following, viz:

That section 2, article 22, chapter 28, of the General Statutes, title "Courts," be amended by inserting the words "one hundred" in lieu of the word "fifty," where it occurs in said section.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Montgomery and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	M. T. Carpenter,	G. W. Reeves,
Joseph Bertram,	Alex. B. Montgomery,	H. H. Skiles—6.

Those who voted in the negative, were—

Cromwell Adair,	Geo. T Halbert,	D. G. Mitchell,
Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Samuel E. Hill,	Ishmael H. Smith,
Chas. D. Foote,	P. P. Johnston,	Richard J. White,
John T. Gathright,	C. N. Lewis,	J. H. Wilkinson—17.
C. W. Gilmore,	R. I. McQuiddy,	

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Alex. E. Adams,	C. W. Gilmore,	Clifton J. Pratt,
J. H. Bruce,	George T. Halbert,	Ishmael H. Smith,

M. T. Carpenter, Sam. E. Hill, Richard J. White,
Geo. T. Edwards, P. P. Johnston, J. H. Wilkinson—17.
Charles D. Foote, C. N. Lewis,

Those who voted in the negative, were—

Albert S. Berry, D. G. Mitchell, G. W. Reeves,
R. G. Hays, A. B. Montgomery, H. H. Skiles—6.

Resolved, That the title of said bill be as aforesaid.

Mr. Hill, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act to amend section 11, article 5, chapter 62, of General Statutes,

Reported the same with an amendment.

Which was adopted.

Mr. Carpenter moved to amend said bill by striking out the second section, and inserting in lieu thereof the following, viz: "This act shall take effect from its passage."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on Courts of Justice, reported a bill, entitled

A bill to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the Kentucky river, for the purpose of constructing a canal or slack-water navigation of said river, erecting dams or abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said river, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That whenever the United States shall make an additional appropriation for, and begin the improvement of, the Kentucky river in the State of Kentucky, by means of locks and permanent or movable dams, or

to put in repair the dams now in said river, or to construct dams with adjustable chutes, or by means of a canal, the consent of the State of Kentucky is hereby given to the United States of North America to acquire, by purchase or by condemnation by writ of *ad quod damnum*, of any lands, buildings, or other property necessary for erecting dams, abutments, locks, lock-keepers' dwellings, chutes, and other necessary structures for the construction and maintenance of slack-water navigation on said river, or for the purpose of constructing a canal on or along the line of said river; and the said United States shall have, hold, use, and occupy the said land or lands, buildings, or other property, when purchased or acquired as provided for by this act, and shall exercise jurisdiction and control over the same concurrently with the State of Kentucky; but the said State of Kentucky shall have the sole power and jurisdiction to enforce its own criminal and penal laws over said land and buildings.

§ 2. That in case of failure of the United States to agree with the owners of any lands that the United States may deem necessary for the purpose named in the first section of this act, it shall be lawful for the United States to apply for the condemnation of such lands by petition to any judge of a court of record of this Commonwealth, in the county in which said land is situated, either in term time or in vacation, notice of the time and place of such application having been first duly given, by publication, for at least thirty days prior to the day of such application, in some newspaper of general circulation published in the county in which said land is situate, and also by printed notices, posted in some prominent or conspicuous place on said land nearest the place of residence of the occupant thereof, if there be any; and if the owner or owners reside in the State of Kentucky, by personal service upon the owner or owners; or, in their absence from the State or place of residence, in such manner as is now provided for by the Civil Code of Practice in civil cases in this Commonwealth, at least twenty days prior to such application; and thereupon it shall be lawful for such judge, upon the request of the owner of said land to be condemned, to direct a writ of *ad quod damnum* to issue as is now provided by law; but if said owner, at the time of the application before mentioned, should fail to make such request in writing, it shall be lawful for the judge of said court to appoint three disinterested freeholders of the county in which said land is situate as commissioners, who, after having been duly sworn to well and truly appraise the value of the land proposed to be condemned, and also assess and fix the other damage that the owner of said land will sustain by reason of the condemnation of said land, if the same should be condemned; and said commissioners shall, in writing, signed by them, report the value of the land condemned, and other damage to the owner thereof, to the judge aforesaid, that should be paid to the owner in the event said land is condemned, which report, upon confirmation by said judge, shall be held as binding upon the owner of said land; and thereupon said judge shall enter up an order upon the order-books of his court, condemning said land for the use of the United States for the purpose before mentioned. But the owner of the land so condemned, and also the United States, shall have the right of appeal to the circuit court of the county in which said land is situate, and to demand a trial by jury as now provided by law.

§ 3. The title to said land so condemned shall vest in the United States for the purpose before mentioned, and for no other; and said land and other property so acquired shall be exempt from all taxes and assessments so long as it shall remain the property of the United States for the purposes before mentioned; but if the United States fails to begin the work

on the locks and dams of the Kentucky river already erected, or to be erected, within two years from the time this act goes into effect, then this act is to be of no effect; and if at any time the United States should abandon said works, or any part thereof, so much of said property as was condemned and paid for by the United States, and all of said property now owned in said river, shall vest in, and become the property of, the Commonwealth of Kentucky.

§ 4. That if any person or persons should willfully or maliciously injure any of the lands, buildings, or other property acquired or held under the provisions of this act, such person or persons shall be liable, upon conviction of said offense, to a fine of not less than twenty dollars, and to imprisonment, at hard work, not exceeding six months, or either or both, at the discretion of the jury; said offense to be prosecuted in any State court of competent jurisdiction in the county in which said offense was committed; and when said offense shall have been committed on said river at a point below low water-mark, the said courts of competent jurisdiction, of either county bordering on said river opposite the point where said offense was committed, shall have jurisdiction to try said offense.

§ 5. For the purpose of enabling the United States to expend the one hundred thousand dollars already appropriated by Congress for the improvement of the Kentucky river, and any further appropriation that may hereafter be made for that purpose, the State of Kentucky hereby transfers and cedes to the United States the five locks and dams heretofore constructed by the State of Kentucky in said river, together with all the grounds and appurtenances belonging to the same; but this transfer and cession is made subject to the lease and privileges heretofore made and granted by said State to the Kentucky River Mills Company, at lock and dam No. 4 on said river; and the provisions of the preceding sections of this act, as to the jurisdiction of said State over the lands and buildings to be acquired and constructed by said sections, and imposed penalties for injuries to said works, shall extend and apply to the said five dams and their appurtenances hereby transferred and ceded to the United States of North America.

§ 6. This cession is made upon condition that the United States shall be responsible to any owner of lands, bordering on said river, for any damages to their land, caused by reason of said locks and dams being constructed in such a manner as to cause land to be overflowed that is now situate above high water-mark, said damages to be assessed in any court of competent jurisdiction.

§ 7. This act shall take effect from and after its passage.

Mr. Berry moved to amend said bill by striking out the enacting clause thereof

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	D. G. Mitchell,
Albert S. Berry,	C. N. Lewis,	Ishmael H. Smith,
C. W. Gilmore,	R. I. McQuiddy,	J. H. Wilkinson—10.
George T. Halbert,		

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	Clifton J. Pratt,
Joseph Bertram,	John T. Gathright,	G. W. Reeves,
J. H. Bruce,	Samuel E. Hill,	H. H. Skiles,
M. T. Carpenter,	P. P. Johnston,	Richard J. White—14.
Geo. T. Edwards,	Alex. B. Montgomery,	

Pending the further consideration of said bill, the hour of 12 o'clock, M., having arrived, further action thereon was cut off by the orders of the day.

The Senate took up for consideration the resolution heretofore introduced by Mr. White, entitled

Resolution calling on the Auditor for certain information in regard to cost of public printing and binding for certain years.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

Mr. Foote moved an amendment to said bill.

Mr. Carpenter moved an amendment to said bill.

Pending the consideration of said bill and proposed amendments, on motion of Mr. Foote,

Ordered, That the further consideration of said bill and proposed amendments be postponed and made the special order of the day for to-morrow, at 12½ o'clock, P. M., and from day to day thereafter until disposed of.

The Senate took up for consideration the resolution heretofore proposed by Mr. Berry, entitled

Resolution for the benefit of Mrs. Susan J. Elliott, widow of Hon. John M. Elliott, deceased.

On motion of Mr. Berry,

Ordered, That the further consideration of said resolution be postponed and made the special order of the day for to-morrow, at 11 o'clock, A. M.

The Senate took up for consideration a bill, entitled

A bill to amend section 667, Civil Code of Practice.

On motion of Mr. Pratt,

Ordered, That said bill be recommitted to the Committee on Codes of Practice.

The Senate took up for consideration the resolution heretofore proposed by Mr. Wilkinson, entitled

Resolution in regard to the election of Public Printer.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the two Houses of the General Assembly will meet in joint session on Thursday, 29th inst., and proceed to the election of a Public Printer and Binder for the Commonwealth to succeed the present incumbent, and continue from day to day at the same hour until an election is had; and the rules applicable to the election of United States Senator by joint ballot shall govern in the election of said Public Printer and Binder.

Mr. White moved to amend said resolution by striking out the words "29th inst.," where they occur therein, and insert in lieu thereof the words "18th of February."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The Senate took up for consideration a bill, entitled

A bill to provide for altering, amending, or changing the present Constitution of this Commonwealth.

On motion of Mr. Berry,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Wednesday, the 4th day of February next, at 12 o'clock, M., and from day to day thereafter until disposed of.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend section 111 of an act, entitled "An act regulating practice in civil cases."

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Skiles, from the committee on Courts of Justice, to whom was recommitted a bill, entitled

A bill further prescribing the duties of county attorneys,

Reported the same with an amendment.

Mr. P. P. Johnston moved an amendment to said bill.

Pending the consideration of which, Mr. Hays moved that the further consideration of said bill and pending amendments be post-

poned and made the special order of the day for Wednesday next, the 29th inst.

Which motion was adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Blackburn—

1. A bill for the benefit of Jessamine county.

On motion of Mr. Bruce—

2. A bill for the better protection of sheep in this Commonwealth.

On motion of Mr. Carpenter—

3. A bill to repeal section 71, Criminal Code of Practice, title 4.

Ordered, That the Committee on Claims prepare and bring in the 1st; the Committee on Agriculture and Manufactures the 2d, and the Committee on General Statutes the 3d.

Mr. Pratt, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Jackson Street Colored Methodist Church, Louisville;

An act to prevent the sale of spirituous, vinous, malt, or other intoxicating liquors, or any mixture thereof, in any quantity, at the High Bridge Camp Meeting Ground, in Jessamine county, or within two miles of said place;

An act for the benefit of Mrs. Emma M. Milton, wife of Eben Milton;

An act amending the charter of the Louisville and Nashville Railroad Company;

An act authorizing the Owen county court to issue and sell bonds to pay off its indebtedness, and to provide for the payment thereof;

An act authorizing the county judge of Hancock county to sign the records of his predecessor;

An act to incorporate Minerva Lodge, No. 116, Free and Accepted Masons;

Resolution in regard to the property of Dr. J. M. Best, destroyed by order of Col. G. S. Hicks;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to amend the charter of the Owensboro and Russellville Railroad Company;"

An act to regulate proceedings in ordinary actions in Hardin circuit court;

An act to authorize the Fayette county court to issue the bonds of said county, for the purpose of providing for the payment of the coupons on the outstanding bonds of said county, and the redemption and cancelment of said bonds, and also to provide for the payment of the coupons and the redemption of the bonds to be issued under this act;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Pratt reported that the committee had performed that duty.

Mr. Hays, from the Committee on Finance, to whom had been recommitted a bill, entitled

A bill to amend article 4 of chapter 41, title "Fees," of the General Statutes,

Reported the same without amendment.

Sundry amendments were proposed to said bill.

Pending the consideration of which, Mr. Carpenter moved that the Senate do now adjourn.

Which motion was adopted.

And then the Senate adjourned.

TUESDAY, JANUARY 27, 1880.

A message was received from the House of Representatives, announcing that they had disagreed to a bill, which originated in the Senate, entitled

An act for the benefit of D. D. Owens.

That they had passed bills, which originated in the Senate, of the following titles, viz:

1. An act for the benefit of James M. Sowards, of Greenup county, Kentucky.

2. An act for the benefit of R. D. Lusk, of Garrard county.

3. An act for the benefit of Dr. Nelson Mays, of Garrard county.

4. An act to relieve W. T. Grundy from the disabilities of an infant

5. An act for the benefit of J. S. Wortham, county attorney of Grayson county.

With amendments to the last two named bills, the first of which, the amendment to the 4th named bill, was taken up, twice read, and concurred in.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act to incorporate the Muhlenburg Coal Company.

2. An act to amend an act, entitled "An act to protect game and small birds and to punish trespass," so as to prohibit hunting in Campbell county until the first day of November, 1881.

3. An act to amend an act, entitled "An act to protect game and small birds, and to punish trespass."

4. An act for the benefit of Nancy Fuel, a pauper idiot of Boyle county.

5. An act for the benefit of Edward James, a pauper idiot of Boyle county.

6. An act for the benefit of George W. Mann, a pauper idiot.

7. An act for the benefit of Susan J. Wood, a pauper idiot.

8. An act for the benefit of James H. Myers, a pauper idiot.

9. An act for the benefit of Mary D. Myers, a pauper idiot.

10. An act for the benefit of C M. Vaughan, former sheriff of Hickman county.

11. An act for the benefit of C. S. Bruton, of Cumberland county.

12. An act for the benefit of F. A. Goodpaster, of Bath county.

13. An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11th, 1867, and the several acts amendatory thereto.

14. An act to amend an act, entitled "An act to create and regulate the office of county measurer for McCracken county," approved March 10th, 1871.

15. An act for the benefit of the Bank of Hopkinsville.

16. An act to authorize the city of Bowling Green to fund its interest-bearing debt, and to issue bonds for that purpose.

17. An act to exempt auctioneers of commission houses in the city of Louisville from serving on juries.

18. An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved March 10th, 1868.

19. An act to amend an act authorizing the city of Henderson to fund her bonded indebtedness, &c.

20. An act to amend an act to organize and maintain public schools in the city of Henderson, approved March 15th, 1869.

21. An act for the benefit of Spencer county.

22. Resolution instructing members in Congress from Kentucky to use their influence to have salary of President reduced to $25,000.

23. Resolution raising a joint committee to visit Central Lunatic Asylum at Anchorage.

24. Resolution raising a joint committee to ascertain and report the number of days that the Court of Appeals was in session, &c.

Which bills and resolutions were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolutions being dispensed with, they were referred—the 1st to the Committee on Agriculture and Manufactures; the 2d and 3d to the Committee on Propositions and Grievances; the 4th, 5th, 6th, 7th, 8th, 9th, and 11th to the Committee on Claims; the 10th, 12th, and 17th to the Committee on Finance; the 13th and 19th to the Committee on General Statutes; the 14th and 16th to the Committee on the Judiciary; the 15th to the Committee on Banks and Insurance; the 18th to the Committee on Railroads; the 20th to the Committee on Education; the 22d, the resolution, to the Committee on Federal Relations; the 23d, the resolution, to the Committee on Charitable Institutions; the 24th, the resolution, to the Committee on Courts of Justice, and the 21st was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made by Mr. Gathright, to reconsider the vote by which the Senate had passed a bill, entitled

An act to amend section 21, chapter 73, General Statutes, title 'Lunatic Asylums."

And the question being taken on reconsidering said vote, it was decided in the affirmative.

Mr. Blackburn then moved to recommit said bill to the Committee on Charitable Institutions.

Which motion was adopted.

salary of a Judge of the Court of Appeals may have been received by her; and in the event of the death of the said Susan J. Elliott, there should remain an unexpended balance of said appropriation, the same shall revert to the Treasury.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Rowlett, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Charles D. Foote,	D. G. Mitchell,
J. H. Bruce,	W. H. Frederick,	A. B. Montgomery,
M. T. Carpenter,	C. W. Gilmore,	John Walter Rowlett,
A. R. Clarke,	Sam. E. Hill,	Ishmael H. Smith,
Geo. T. Edwards,	Thos. J. Megibben,	Richard J. White—15.

Those who voted in the negative, were—

Albert S. Berry,	George T. Halbert,	R. I. McQuiddy,
Joseph Bertram,	R. G. Hays,	W. O. Mize,
Attila Cox,	Thomas Johnson,	G. W. Reeves,
John T. Gathright,	P. P. Johnston,	H. H. Skiles—14
Henry George,	C. N. Lewis,	

Mr. White moved to amend said resolution, as amended, by adding thereto the following, viz: "and the same shall be paid to her in monthly installments."

Mr. Skiles moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. White, and it was decided in the negative.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	R. I. McQuiddy,
Albert S. Berry,	John T. Gathright,	Thos. J. Megibben,
James Blackburn,	C. W Gilmore,	D. G. Mitchell,
J. H. Bruce,	Geo. T. Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	A. B. Montgomery,
A. R. Clarke,	Sam. E. Hill,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	H H. Skiles,
Geo. T. Edwards,	P. P. Johnston,	Ishmael H. Smith,
Chas. D. Foote,	C. N. Lewis,	Richard J. White—27.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	G. W. Reeves—5.
Joseph Bertram,	Clifton J. Pratt,	

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act incorporating Montgomery Lodge, No. 18, Independent Order of Odd Fellows, Harrodsburg, Kentucky;

An act to amend an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17th, 1864, and the amendments thereto, by changing the corporate name of said town from Caverna to Horse Cave;

An act prohibiting the sale of liquors in or within two and one half miles of Camdenville, Anderson county;

An act to incorporate the town of Bellview;

An act to amend the charter of the town of Homer, in Logan county;

And an enrolled bill, which originated in the Senate, entitled

An act assigning a room for the use of the Clerk of the Court of Appeals;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Foote—

1. A bill to incorporate the Preachers' Relief Association of the Kentucky Annual Conference of the Methodist Episcopal Church.

On motion of same—

2. A bill in regard to witnesses in felony cases in examining courts.

On motion of same—

3. A bill in regard to printing, binding, and price of the reports of Court of Appeals.

On motion of Mr. Frederick—

4. A bill regulating a drainage law for Jefferson county, south of the city limits, and west of the Nashville and Great Southern Railroad.

On motion of same—

5. A bill allowing mail carriers and express messengers to carry concealed weapons.

On motion of Mr. Carpenter—

6. A bill to amend section 4, article 3, chapter 92, General Statutes.

On motion of Mr. Hill—

7. A bill for the benefit of Thos. Neel, of Butler county.

On motion of same—

8. A bill for the benefit of W. J. Shaffer & Co., Grayson county.

On motion of same—

9. A bill for the benefit of Samuel M. Wilson, of Ohio county.

On motion of same—

10. A bill for the benefit of Peter Parks, of Ohio county.

On motion of same—

11. A bill to amend section 194, Civil Code of Practice.

On motion of Mr. Berry—

12. A bill to incorporate the Grand Central Building and Savings Association of Newport, Campbell county, Kentucky.

Ordered, That the Committee on Codes of Practice prepare and bring in the 1st, 2d, 3d, and 11th; the Committee on the Judiciary the 4th and 5th; the Committee on General Statutes the 6th and 12th, and the Committee on Claims the 7th, 8th, 9th, and 10th.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the charter of the Louisville and Nashville Railroad Company is hereby so amended as to authorize the said company to borrow money in such an amount or amounts as the president and directors thereof may deem best for the interest of the stockholders, and to that end to execute and sell its negotiable bonds, and to execute a mortgage or mortgages from time to time upon its rights, franchises, and privileges, and its railroads and other property of every kind, wherever situated, to secure the payment of the said bonds and the accruing interest thereon: *Provided*, That a majority in interest of the stockholders of the company present, or represented by proxies, at any annual or called meeting thereof shall accept this act as an amendment to their charter.

§ 2. This act to take effect from and after its passage.

Mr. Foote moved to amend said bill by adding thereto, at the end of the first section thereof, the following, viz:

Provided, That any general act hereafter enacted by the General Assembly, which shall apply to all other railroads in this Commonwealth, shall also apply to the Louisville and Nashville Railroad and all its branches.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and Hill, were as follows, viz :

Those who voted in the affirmative, were—

Joseph Bertram,	Sam. E. Hill,	W. O. Mize,
James Blackburn,	P. P. Johnston,	A. B. Montgomery,
J. H. Bruce,	C. N. Lewis,	Clifton J. Pratt,
M. T. Carpenter,	R. I. McQuiddy,	G. W. Reeves,
Geo. T. Edwards,	Thos. J. Megibben,	Ishmael H. Smith,
Charles D. Foote,	D. G. Mitchell,	Richard J. White—19.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	R. G. Hays,
Alex. E. Adams,	John T. Gathright,	John W. Rowlett,
Albert S. Berry,	C. W. Gilmore,	H. H. Skiles—11.
Attila Cox,	Geo. T. Halbert,	

Mr. Montgomery then moved to reconsider the vote by which the Senate had adopted said amendment.

Which motion was simply entered.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz .

An act to amend an act, entitled " An act to amend the charter of the Owensboro and Russellville Railroad Company."

An act to regulate proceedings in ordinary actions in Hardin circuit court.

An act to authorize the Fayette county court to issue the bonds of said county, for the purpose of providing for the payment of the coupons on the outstanding bonds of said county, and the redemption and cancelment of said bonds, and also to provide for the payment of the coupons and the redemption of the bonds to be issued under this act.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred an amendment proposed by the House of Representatives to a resolution, which originated in the Senate, entitled

Resolution in regard to government aid for the improvement of Green river,

Reported the same without expression of opinion.

Mr. Hill moved to postpone the consideration of said amendment, and place it in the orders of the day.

And the question being taken thereon, it was decided in the negative.

The question was then taken on concurring in said amendment, and it was decided in the affirmative.

Mr. Foote moved to take up the motion heretofore made by Mr. Montgomery, to reconsider the vote by which the Senate had adopted an amendment proposed by him to a bill, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

And the question being taken on the adoption of said motion, it was decided in the affirmative.

Pending the consideration of which, Mr. Hays moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hill and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Geo. T. Edwards,	C. N. Lewis,
Alex. E. Adams,	W. H. Frederick,	R. I. McQuiddy,
Albert S. Berry,	John T. Gathright,	D. G. Mitchell,
J. H. Bruce,	C. W. Gilmore,	Alex. B. Montgomery,
A. R. Clarke,	Geo. T Halbert,	Clifton J. Pratt—17.
Attila Cox,	R. G. Hays,	

Those who voted in the negative, were—

James Blackburn,	Thomas Johnson,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	H. H. Skiles,
Chas. D. Foote,	Thos. J. Megibben,	Ishmael H. Smith,
Henry George,	W. O. Mize,	Richard J. White—14.
Samuel E. Hill,	G. W. Reeves,	

And then the Senate adjourned.

WEDNESDAY, JANUARY 28, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate Minerva Lodge, No. 116, Free and Accepted Masons.

An act to incorporate the Jackson Street Colored Methodist Church, Louisville.

An act authorizing the county judge of Hancock county to sign the records of his predecessor.

An act amending the charter of the Louisville and Nashville Railroad Company.

An act to prevent the sale of spirituous, vinous, malt, or other intoxicating liquors, or any mixture thereof, in any quantity, at the High Bridge Camp Meeting Ground, in Jessamine county, or within two miles of said place.

An act authorizing the Owen county court to issue and sell bonds to pay off its indebtedness, and to provide for the payment thereof.

An act for the benefit of Mrs. Emma M. Milton, wife of Eben Milton.

Resolution in regard to the property of Dr. J. M. Best, destroyed by order of Col. G. S. Hicks.

That they had disagreed to a bill, which originated in the Senate, of the following title, viz:

An act for the benefit of Taylor county.

That they had concurred in an amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act authorizing the court of claims of the county of Meade to levy an ad valorem tax.

That they had concurred in the adoption of resolutions, which originated in the Senate, of the following titles, viz:

Resolution in regard to the election of Public Printer and Binder.

Resolution calling on the Auditor for certain information in regard to cost of public printing and binding for certain years.

With an amendment to the last named resolution.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act for the benefit of George Boaz, of Graves county.

2. An act to authorize the Mercer county court to convey to the trustees of the town of Harrodsburg a section of the court-house square for certain purposes.

3. An act for the benefit of the jailers of Wolfe and Menifee counties.

4. An act to amend the charter of Slaughtersville, Webster county, approved March 23d, 1871.

5. Resolution requesting Auditor of Public Accounts to furnish statement, showing number and cost of books furnished clerks of this Commonwealth, &c.

6. Resolution fixing mode of furnishing clerks of this Commonwealth with record books, &c.

7. Joint resolution authorizing and directing the Auditor to pay the officers and attaches of this General Assembly.

Which bills and resolutions were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolutions being dispensed with, they were referred—the 1st to the Committee on Finance; the 2d to the Committee on Courts of Justice; the 3d to the Committee on Propositions and Grievances; the 4th to the Committee on Codes of Practice; the 5th and 6th, the resolutions, to the Committee on Retrenchment and Reform, and the 7th, the resolution, to the Committee on the Judiciary.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 28, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

Edward B. Long, Christian county.
D. M. Atkinson, Magoffin county.
L. P. Tarlton, jr., Fayette county.
Wm. Bright, Fayette county.
Geo. B. Payne, Warren county.
Samuel Geisler, Campbell county.
William F. Fuller, Campbell county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was also received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed an enrolled bill, which originated in the Senate, entitled

An act assigning a room for the use of the Clerk of the Court of Appeals.

On motion of Mr. P. P. Johnston, leave of absence, indefinitely, was granted Mr. White.

The Speaker laid before the Senate the response of the Secretary of State to a resolution of inquiry heretofore adopted by the Senate, touching the disposition made of the Sine Pendulum exhibited at the Exposition at Paris by Bennet H. Young, by virtue of an appropriation made by the State of Kentucky for that purpose.

Which was taken up and read as follows, viz :

STATE OF KENTUCKY, OFFICE SECRETARY OF STATE,
FRANKFORT, January 27th, 1880.

To the HON JAMES E. CANTRILL, *Speaker of the Senate :*

SIR: In reply to the resolution of inquiry addressed to the Secretary of State January 24th, 1880, as to "whether or not the provisions of an act, entitled 'An act for the benefit of Prof. T. W. Tobin, of Central University, Richmond, Kentucky,' approved April 8, 1878 (chapter 861), have been complied with," I have the honor to report that so much of said act as relates to the "duty of bringing said instrument back to this country, and delivering the same to the Secretary of State," has not been complied with.

As to the other provisions of said act, this office is not in possession of any official information as to whether or not all or any have been complied with.

Respectfully,
SAMUEL B. CHURCHILL, *Sec'y of State.*
By THOS. A. HARRIS, *Ass't Sec'y of State.*

The following petitions were presented, viz :

By Mr. Frederick—

1 The petition of sundry citizens of Jefferson county, praying the passage of an act to allow mail and express messengers to carry concealed deadly weapons.

By Mr. Thos. Johnson—

2. The petition of the Bath county bar, praying that said county be allowed to remain in the common pleas court of the Lexington district.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary, and the 2d to the Committee on Codes of Practice.

On motion of Mr. Berry,

Resolved, That the title of Senate resolution No. 9 be amended to read,

Resolution in regard to government aid for the improvement of Green and other navigable rivers of this Commonwealth.

Mr. McQuiddy, from the Committee on Charitable Institutions, to whom was referred a resolution, which originated in the House of Representatives, entitled

Resolution raising a joint committee to visit Central Lunatic Asylum at Anchorage,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

The Senate took up for consideration the unfinished report from the Committee on Courts of Justice, it being a bill, entitled

A bill to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the Kentucky river, for the purpose of constructing a canal or slack-water navigation of said river, erecting dams or abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said river, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

Mr. Bruce moved to postpone the further consideration of said bill, and make it the special order of the day for to-morrow, the 29th inst., at 11 o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That whenever the United States shall make an additional appropriation for, and begin the improvement of, the Kentucky river in the State of Kentucky, by means of locks and permanent or movable dams, or to put in repair the dams now in said river, or to construct dams with adjustable chutes, or by means of a canal, the consent of the State of Kentucky is hereby given to the United States of North America to acquire, by purchase or by condemnation by writ of *ad quod damnum*, of any lands, buildings, or other property necessary for erecting dams, abutments, locks, lock-keepers' dwellings, chutes, and other necessary structures for the construction and maintenance of slack-water navigation on said river, or for the purpose of constructing a canal on or along the line of said river; and the said United States shall have, hold, use, and occupy

the said land or lands, buildings, or other property, when purchased or acquired as provided for by this act, and shall exercise jurisdiction and control over the same concurrently with the State of Kentucky; but the said State of Kentucky shall have the sole power and jurisdiction to enforce its own criminal and penal laws over said land and buildings.

§ 2. That in case of failure of the United States to agree with the owners of any lands that the United States may deem necessary for the purpose named in the first section of this act, it shall be lawful for the United States to apply for the condemnation of such lands by petition to any judge of a court of record of this Commonwealth, in the county in which said land is situated, either in term time or in vacation, notice of the time and place of such application having been first duly given, by publication, for at least thirty days prior to the day of such application, in some newspaper of general circulation published in the county in which said land is situate, and also by printed notices, posted in some prominent or conspicuous place on said land nearest the place of residence of the occupant thereof, if there be any; and if the owner or owners reside in the State of Kentucky, by personal service upon the owner or owners; or, in their absence from the State or place of residence, in such manner as is now provided for by the Civil Code of Practice in civil cases in this Commonwealth, at least twenty days prior to such application; and thereupon it shall be lawful for such judge, upon the request of the owner of said land to be condemned, to direct a writ of *ad quod damnum* to issue as is now provided by law; but if said owner, at the time of the application before mentioned, should fail to make such request in writing, it shall be lawful for the judge of said court to appoint three disinterested freeholders of the county in which said land is situate as commissioners, who, after having been duly sworn to well and truly appraise the value of the land proposed to be condemned, and also assess and fix the other damage that the owner of said land will sustain by reason of the condemnation of said land, if the same should be condemned; and said commissioners shall, in writing, signed by them, report the value of the land condemned, and other damage to the owner thereof, to the judge aforesaid, that should be paid to the owner in the event said land is condemned, which report, upon confirmation by said judge, shall be held as binding upon the owner of said land; and thereupon said judge shall enter up an order upon the order-books of his court, condemning said land for the use of the United States for the purpose before mentioned. But the owner of the land so condemned, and also the United States, shall have the right of appeal to the circuit court of the county in which said land is situate, and to demand a trial by jury as now provided by law.

§ 3. The title to said land so condemned shall vest in the United States for the purpose before mentioned, and for no other; and said land and other property so acquired shall be exempt from all taxes and assessments so long as it shall remain the property of the United States for the purposes before mentioned; but if the United States fails to begin the work on the locks and dams of the Kentucky river already erected, or to be erected, within two years from the time this act goes into effect, then this act is to be of no effect; and if at any time the United States should abandon said works, or any part thereof, so much of said property as was condemned and paid for by the United States, and all of said property now owned in said river, shall vest in, and become the property of, the Commonwealth of Kentucky.

§ 4. That if any person or persons should willfully or maliciously injure any of the lands, buildings, or other property acquired or held under the

provisions of this act, such person or persons shall be liable, upon conviction of said offense, to a fine of not less than twenty dollars, and to imprisonment, at hard work, not exceeding six months, or either or both, at the discretion of the jury; said offense to be prosecuted in any State court of competent jurisdiction in the county in which said offense was committed; and when said offense shall have been committed on said river at a point below low water mark, the said courts of competent jurisdiction, of either county bordering on said river opposite the point where said offense was committed, shall have jurisdiction to try said offense.

§ 5. For the purpose of enabling the United States to expend the one hundred thousand dollars already appropriated by Congress for the improvement of the Kentucky river, and any further appropriation that may hereafter be made for that purpose, the State of Kentucky hereby transfers and cedes to the United States the five locks and dams heretofore constructed by the State of Kentucky in said river, together with all the grounds and appurtenances belonging to the same; but this transfer and cession is made subject to the lease and privileges heretofore made and granted by said State to the Kentucky River Mills Company, at lock and dam No. 4 on said river; and the provisions of the preceding sections of this act, as to the jurisdiction of said State over the lands and buildings to be acquired and constructed by said sections, and imposed penalties for injuries to said works, shall extend and apply to the said five dams and their appurtenances hereby transferred and ceded to the United States of North America.

§ 6. This cession is made upon condition that the United States shall be responsible to any owner of lands, bordering on said river, for any damages to their land, caused by reason of said locks and dams being constructed in such a manner as to cause land to be overflowed that is now situate above high water-mark, said damages to be assessed in any court of competent jurisdiction.

§ 7. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

J. H. Bruce,	Charles D. Foote,	Thos. J. Megibben,
M. T. Carpenter,	Samuel E. Hill,	A. B. Montgomery—6.

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	W. O. Mize,
Albert S. Berry,	C. W. Gilmore,	Clifton J. Pratt,
Joseph Bertram,	Geo. T. Halbert,	G. W. Reeves,
A. R. Clarke,	R. G. Hays,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	James Shackleford,
Geo. T. Edwards,	P. P. Johnston,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	Richard J. White—23.
John T. Gathright,	R. I. McQuiddy	

So said bill was rejected.

The Senate took up for consideration the unfinished report from the Committee on Finance, it being a bill, entitled

A bill to amend article 4 of chapter 41, title "Fees," of the General Statutes.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That article 4 of chapter 41, title "Fees," of the General Statutes, be amended as follows, to-wit: The fees of justices of the peace, for each day's attendance as members of the county court, shall be two dollars per day, and no more, said fees to be paid out of the county levy.

§ 2. The fees of justices of the peace for presiding at examining courts in felony cases shall be one dollar and fifty cents per day, to be paid out of the State Treasury: *Provided*, That no charge shall be made for more than two days in the trial of one prosecution. All laws in conflict herewith are hereby repealed.

§ 3. This act shall take effect in thirty days after its passage.

Mr. Montgomery moved to amend said bill by striking out the words "State Treasury," where they occur in the second section thereof, and inserting in lieu thereof "county levy."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Montgomery and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	A. B. Montgomery,
Albert S. Berry,	Henry George,	G. W. Reeves,
J. H. Bruce,	Samuel E. Hill,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	Jas Shackleford,
A. R. Clarke,	P. P. Johnston,	Ishmael H. Smith.
Attila Cox,	R I. McQuiddy,	Richard J. White—20.
W. H. Frederick,	Thomas J. Megibben,	

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
George T. Edwards,	R. G. Hays,	Clifton J. Pratt—11.
Charles D. Foote,	C. N. Lewis,	

Mr. Carpenter moved to amend said bill by adding to the second section thereof the following, viz:

The officer shall in no case receive more than two dollars for holding the examining trial, and one dollar for writing out the minutes of the trial and synopsis of the testimony of the witnesses.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Edwards and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Charles D. Foote,	John T. Gathright,
M. T. Carpenter,	W. H. Frederick,	Thomas Johnson—6.

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	A. B. Montgomery,
Alex. E. Adams,	Sam. E. Hill,	Clifton J. Pratt,
A. R. Clarke,	P. P. Johnston,	G. W. Reeves,
Attila Cox,	C. N. Lewis,	John W. Rowlett,
Geo. T. Edwards,	R. I. McQuiddy,	James Shackleford,
Henry George,	Thos. J. Megibben,	H. H. Skiles,
C. W. Gilmore,	D. G. Mitchell,	Ishmael H. Smith,
George T. Halbert,	W. O Mize,	Richard J. White—24.

Mr. Mitchell moved to amend said bill by exempting the counties of Marion, Taylor, and Washington from the provisions thereof.

And the question being taken thereon, it was decided in the negative.

Mr. White moved to amend said bill by striking out the words "two dollars," where they occur therein, and inserting in lieu thereof "three dollars," and by striking out the words "one dollar and fifty cents," where they occur therein, and inserting in lieu thereof the words "two dollars."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Montgomery and White, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	A. B. Montgomery,
J. H. Bruce,	Samuel E. Hill,	James Shackleford,
Attila Cox,	P. P. Johnston,	H. H. Skiles,
Geo. T. Edwards,	R. I. McQuiddy,	Richard J. White—14.
John T. Gathright,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	D. G. Mitchell,
Albert S. Berry,	Henry George,	W. O. Mize,
Joseph Bertram,	C. W. Gilmore,	Clifton J. Pratt,
M. T. Carpenter,	George T. Halbert,	G. W. Reeves,
A. R. Clarke,	Thomas Johnson,	John W Rowlett,
Charles D. Foote,	C. N. Lewis,	Ishmael H. Smith—18.

Mr. Clarke moved to amend said bill by striking out the words "two days," where they occur in the second section of said bill, and inserting the words "three days" in lieu thereof.

And the question being taken thereon, it was decided in the negative.

Mr. Mitchell moved to amend said bill by adding the following proviso to the second section thereof, viz:

Provided, That the provisions of this bill, so far as the fees of justices and witnesses are concerned, shall not apply to the counties of Washington, Marion, and Taylor.

And the question being taken thereon, it was decided in the negative.

Mr. Carpenter moved to amend said bill by striking out the words "two days," in the second section thereof, and inserting in lieu thereof the words "one day."

And the question being taken thereon, it was decided in the negative.

Mr. Edwards moved to amend said bill by striking out the proviso, in the second section thereof.

And the question being taken thereon, it was decided in the negative.

Mr. Reeves moved to amend said bill by adding after the words "justices of the peace," in the second section thereof, the words "and other magistrates."

And the question being taken thereon, it was decided in the affirmative.

Mr. Foote proposed an amendment as a substitute for said bill, as amended, which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That all officers who are required by law to preside at examining courts, shall receive for such services, in cases held over as felonies, and afterwards indicted as such in the circuit or criminal courts, the sum of two dollars for every day they shall so preside, not exceeding two days, and the same shall be payable out of the State Treasury.

§ 2. All laws providing other or different fees to officers of examining courts, or in conflict with this act, are hereby repealed.

§ 3. This act shall be in force from and after its passage.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Charles D. Foote, Ishmael H. Smith, Richard J. White—3.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	Thos. J. Megibben,
Alex. E. Adams,	C. W. Gilmore,	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
J. H. Bruce,	R. G. Hays,	Alex. B. Montgomery,
M. T. Carpenter,	Sam. E. Hill,	Clifton J. Pratt,
A. R. Clarke,	Thomas Johnson,	G. W. Reeves,
Attila Cox,	P. P. Johnston,	John Walter Rowlett,
Geo. T. Edwards,	C. N. Lewis,	Jas. Shackleford,
W. H. Frederick,	R. I. McQuiddy,	H. H. Skiles—28.
John T. Gathright,		

Ordered, That said bill, as amended, be engrossed and read a third time.

Said bill was engrossed and read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Samuel E. Hill,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	G. W. Reeves,
A. R. Clarke,	P. P. Johnston,	John W. Rowlett,
Attila Cox,	C. N. Lewis,	James Shackleford,
Charles D. Foote,	R. I. McQuiddy,	H. H. Skiles,
W. H. Frederick,	Thos. J. Megibben,	Ishmael H. Smith,
John T. Gathright,	Alex. B. Montgomery,	Richard J. White—22.
George T. Halbert,		

Those who voted in the negative, were—

Cromwell Adair,	Geo. T. Edwards,	R. G. Hays,
Alex. E. Adams,	Henry George,	D. G. Mitchell,
Joseph Bertram,	C. W. Gilmore,	W. O. Mize—10.
M. T. Carpenter,		

Resolved, That the title of said bill be as aforesaid.

Mr. Gathright, from the joint special committee appointed by the two Houses to examine into the conduct and management of the various clerks' offices of Jefferson and other counties, submitted the following report, which was read and ordered to be printed, viz:

To the General Assembly of the Commonwealth of Kentucky:

The joint committee appointed under the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee consisting of two members of the Senate and three members of the House of Representatives, to be appointed by the Speakers thereof, whose duty it shall be to inquire into the conduct and affairs of the various clerks' offices of the county of Jefferson; also to examine the conduct and affairs of any other clerks' offices in this State which they may deem necessary to investigate, and that they have power and the right to examine the records, papers, &c., of all such offices, and that they may examine clerks or their deputies, or both, touching fees, fines, &c., in which individuals or the State may be interested, and

report to this General Assembly the result of their investigations; and said committee are authorized to employ an expert to assist them in their investigations—

Which was approved by the Governor January 9th, desire to submit the following report:

Your committee visited the county of Jefferson, and the judge of the county court assigned the county court room for the use of the committee, in which all its meetings were held. There are three clerks' offices in this county. The county court clerk, chancery court clerk, and circuit court clerk, embracing the county, chancery, common pleas, and circuit courts, and the committee made the examinations in the order above named, commencing with the

COUNTY COURT CLERK'S OFFICE.

After an examination of the present and former clerks and others, the committee are of opinion that this office is well managed. No complaints of excessive fees or other mismanagement could be found. The fees the clerk is allowed to charge are few and simple, and the statute regulating the same is plain, and will not admit of a double construction. The gross revenue from this office is about $10,000, leaving a net income to the clerk of from $5,000 to $6,000 per annum after paying all expenses of the office. No correct account of the receipts and disbursements is kept; hence it is impossible to give the exact figures.

CHANCERY CLERK'S OFFICE.

The clerk, several deputies, and attorneys and the records were examined in relation to this office, and the committee are of opinion that the fee-bills charged by the clerk are fully twenty-five per cent. more than a right construction of the statutes will warrant. While they are much less than a few years since, at which time they were fifty per cent. or more too high, frequent complaints are made of these excessive charges, and the clerk and his deputies frequently strike from ten to twenty per cent. off upon a settlement. The system of charging fees in this office has been such as the most strained construction of the law would admit; and while they are still excessive, they are much less than they were a few years since. In justice to the present clerk, it should be stated that when he came into office he knew nothing of the system of charging fees that prevailed, and intrusted it entirely to his deputies; but frequent complaints compelled him to take the matter in charge, and the committee find the clerk endeavoring to make his fee-bills conform to the law as nearly as he can. The gross receipts of this office at present are from $10,000 to $12,000 per annum, and the expenses about half that sum, while there is charged upon the fee-book about as much more, of which, we suppose, one half will be collected, which, added to the net revenue as at present collected, would make the net revenue to the clerk from $10,000 to $12,000 per annum. Aside from the complaints for overcharges in fee-bills, the office appears to be well managed.

CLERK OF THE COMMON PLEAS COURT.

The clerk of the circuit court is also clerk of this court. After a very full investigation of this office, including the records, the clerk, and several deputies, the committee are of opinion that the fee-bills are entirely too much. The same system of taxing costs prevails as in the chancery court. About 1,300 suits are brought annually in this court, which the committee are satisfied, from an examination of the books of the office, will net the clerk not less than ten and probably twelve thousand dollars per annum. From this amount deduct the entire expense of the office, which includes the expense of the circuit court, amounting to about six thousand dollars, a net revenue is left the clerk of from four thousand to six thousand dollars. After a thorough examination of the fee-bills in this office, the committee are of the opinion that they are fully twenty-five per cent. too high, and that some of the charges have no warrant in law. To illustrate: a fee of seventy-five cents for trial is taxed in every suit where the judgment is by default, a taxation which the committee think can be sustained by no law upon the statute books, even under the most liberal construction. Many complaints are made of excessive charges, and the clerk and his deputies frequently strike out the items complained of, but make no systematic effort to correct the errors which seem to prevail in their system of taxing fees. Apart from this, the office is well managed.

CIRCUIT COURT CLERK'S OFFICE.

In this office the committee made a very thorough examination, as the State pays all the clerk's fee-bills. It is impossible to do more than call the attention of the General Assembly to the system, and point to what the committee deem illegal or wrong. The committee are unanimous in the opinion that many of the charges are totally unwarranted by the law.

The act of 1865, under which the Commonwealth became responsible for the costs in criminal cases, merely allowed to the clerk of the Jefferson circuit court the same fees as are allowed by law for like services in civil cases. That law placed the Commonwealth, in all prosecutions begun in the Jefferson circuit court, so far as the clerk's fees were concerned, upon the same footing with the plaintiff in a civil cause. No construction of the law of costs was ever held to authorize the clerk of a court to charge to the plaintiff the defendant's costs, where a judgment was rendered against the defendant. The clerk of this court, however, in criminal cases, both felonies and misdemeanors, whether a conviction is had or not, charges to the Commonwealth all the costs, both plaintiffs and defendants, and, in many cases, collects costs from both the Commonwealth and the defendant.

To show the system prevailing in this court of charging fees, and which the committee think is wholly unwarranted, some extracts are made from the records. The first is where a party is indicted for obstructing a public highway:

"JEFFERSON CIRCUIT COURT, October 6th, 1879.

"*Commonwealth vs. Frank Roth.* ——— *Road.*

"Comes Wm. Smyser, Samuel Grant, John Robb, George Loyal, John Simpson, and Jas. M. Cummins, and acknowledges themselve indebted to the Commonwealth of Kentucky in the sum of one hundred dollars each, conditioned and to be void should they personally appear before the grand jury of this court on this day to testify in behalf of the Commonwealth, and not depart the court without leave."

This is simply a recognizance of six witnesses, for which the law allows the clerk to charge fifty cents; yet the clerk of the Jefferson circuit court, in his bill against the Commonwealth, charged for the above six recognizances at fifty cents each, and six bonds at seventy-five cents each, making seven dollars and fifty cents for this single entry. To illustrate the system of splitting orders and taxing costs, another extract is made from the record where seventy-one indictments had been found against four or five persons for vending lottery tickets:

"OCTOBER TERM, 1879.

"*Commonwealth vs. Maggie Armstrong.*
"*Same vs. Same, &c., &c.*

"Ordered, that each of the foregoing seventy one cases be continued until the first day of the next November term of this court, and that bench warrants issue against each of the defendants in each of said cases returnable to said day, to be indorsed bail in the sum of one hundred dollars each, conditioned according to law."

For this entry, the clerk charges to the Commonwealth two hundred and thirteen orders, at thirty cents each, $63 90; and for an entry not much longer, in these same seventy-one cases, a charge of $176 70 is made. Where a conviction is had in misdemeanor cases, and the Commonwealth pays the costs, it is entitled, of course, to recover them from the defendants, and any costs so collected should be promptly reported. The clerk of this court has been charging the Commonwealth with the costs in felony cases since he went into office in 1868, and in misdemeanor cases since the first of January, 1876, but made no report of the costs collected from defendants until December, 1879, and only then when ordered so to do by the judge of the court, whose attention had been called to the matter; and that report is not verified, and the items bear no date. The amount reported is $2,103 15, less five per cent. for collecting, which left a net sum of $1,998 turned over to the trustee of the jury fund.

This report is made from the executions returned to and found in the office. From the testimony of the deputy in charge of this court (for one

deputy does all the business of the circuit court), the committee learn that in many cases the costs were paid in open court, no execution being issued. The costs in all these cases were also charged to the Commonwealth, and the costs collected should have been accounted for; but no account of them has ever been kept, and they were never reported.

The committee find further, that in quite a number of cases where the costs have been paid by the Commonwealth, the clerk has, by indorsement on the execution, remitted his costs. The costs included in the executions referred to belonged to the Commonwealth, and the clerk had no power over them, and could not of course remit them, without crediting the Commonwealth with the amount of his fee-bills in such cases, which was never done.

That the General Assembly may know the cost of this court to the Commonwealth, the committee find from the cash book of the trustee of the jury fund, that for the year 1879 the State paid to the clerk of the Jefferson circuit court fee-bills amounting to $19,648 70, and for the eleven years ending December 31st, 1879, a total of $107,485 45.

All of which is respectfully submitted.

JOHN T. GATHRIGHT,
SAM. E. HILL,
Senate.
R. A. BURNETT,
A. J. BEALE,
W. C. OWENS,
House of Representatives.

FRANKFORT, KY., January 27th, 1880.

Mr. Gathright read and laid on the table a joint resolution, entitled

Resolution in regard to the circuit court clerk's office of Jefferson county.

The rule of the Senate requiring joint resolutions to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

WHEREAS, It appears from the report of the Joint Committee to investigate the clerks' offices of Jefferson and other counties that the fee-bills heretofore paid by the trustee of the jury fund of Jefferson county for the clerk of the Jefferson circuit court are excessive, and many of the charges illegal; and whereas, it appears from said report that the clerk of the Jefferson circuit court has collected his fees in some instances from both the Commonwealth and the defendants, which are unaccounted for; and whereas, it further appears from said report, that said clerk of the Jefferson circuit court has, after collecting his fees from the Commonwealth, by indorsement on the executions, remitted the same to the defendants; now, therefore, be it

1st. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the trustee of the jury fund for Jefferson county be, and he is here-

by, directed not to pay any more fee-bills against the Commonwealth in behalf of the clerk of the Jefferson circuit court until so directed by the Auditor of Public Accounts.

2d. That the Auditor of Public Accounts be, and he is hereby, directed to examine the fee-bills heretofore paid by the trustee of the jury fund of Jefferson county, and ascertain the amount overcharged against the Commonwealth by the present clerk of the Jefferson circuit court; and that he examine the records of the office of said clerk, and ascertain the amount of fees, fines, &c., collected from defendants that is unaccounted for, and the amount of fees remitted by said clerk after they had been collected from the Commonwealth; and when he shall have ascertained the amount thus overcharged, doubly collected and remitted, that is due the Commonwealth, he shall make a demand on said clerk and his sureties for the same; and if not paid at once, the Auditor shall notify the Attorney General of the amount, and he shall proceed at once to collect the amount by law. And that for the purpose of enabling the Auditor of Public Accounts to ascertain the amount thus due the Commonwealth, he is hereby authorized to employ an expert to examine the books and accounts and records of the circuit court clerk's office of Jefferson county; and that the Auditor have authority to examine the clerk, his deputies and others, under oath.

3d. That in future no fee-bills shall be paid by the trustee of the jury fund of Jefferson county until the same has been audited and approved by the Auditor of Public Accounts.

Ordered, That said resolution be printed, and made the special order of the day for Thursday, February 5th.

Mr. Carpenter read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the trustee of the jury fund for Jefferson county be, and he is hereby, directed not to make any further payment of fee-bills to the clerk of the Jefferson circuit court until the matter now before the Legislature concerning said clerk are disposed of.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend section 6, article 13, chapter 38, General Statutes.

On motion of Mr. Berry,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, and from day to day thereafter until disposed of.

Mr. Bruce moved the following resolution, viz:

WHEREAS, The Secretary of State has reported to the Senate that the provisions of an act, approved April 8, 1878, directing that an apparatus called a Sine Pendulum, after being exhibited at the Exposition at Paris, was to be returned by Commissioner Bennett H. Young to the State of

Kentucky, and placed in the office of Secretary of State, has not been complied with; therefore, be it

Resolved, That the Secretary of State be, and he is hereby, directed to correspond with the said Young as to what disposition has been made of said apparatus, and report the information he may obtain to the Senate.

Which was read and adopted.

Mr. Montgomery, from the Committee on the Judiciary, reported the following resolution, viz:

WHEREAS, A bill regulating and reducing salaries of officers of this Commonwealth, provided for under chapter 95, General Statutes, has been referred to the Judiciary Committee of the Senate; and whereas, several other bills looking to the same object are pending before the two Houses; now, in order that there may be concert of action in the two Houses,

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Judiciary Committee of the two Houses be directed to consider this subject jointly, and prepare and report a bill regulating the salaries to be paid under the said chapter of the General Statutes on or before the 5th of February next.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Rowlett, from the Committee on Agriculture and Manufactures, reported a bill, entitled

A bill to incorporate the Maysville Agricultural and Mechanical Association.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act to extend the time for the payment of the revenue due from Lawrence county,

Reported the same without amendment.

Mr. Montgomery moved an amendment to said bill.

Which was rejected.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act authorizing the court of claims of the county of Meade to levy an ad valorem tax;

An act to amend an act to incorporate the Kentucky Female Orphan School;

An act for the benefit of M. D. Corder, late sheriff of Wayne county, authorizing the present sheriff of Wayne county to collect the revenue and county levy for the years 1875, 1876, and 1877;

An act for the benefit of John J. Kouns, late sheriff of Boyd county;

An act for the benefit of Thos. W. Pickering, late sheriff of Caldwell county;

An act for the benefit of J. F. Rennick and C. M. Vaughan, former sheriffs of Hickman county;

An act for the benefit of O. Ross Baker, former sheriff of Caldwell county;

An act to incorporate the Sacred Heart Literary and Scientific Society of the Passionists;

An act to amend an act, entitled "An act incorporating the town of Rocky Hill, Edmonson county;".

An act to amend the charter of the town of Stanton, in Powell county;

An act for the benefit of J. D. Atchison, common school commissioner for Daviess county;

An act for the benefit of Spencer county;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 29, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

Joseph Feltman, Kenton county.
J. W. Scheurer, Jefferson county.
George T. Wood, Jefferson county.
W. W. Ball, Mason county.
W. S. Frank, Mason county.
R. M. Davis, Fayette county.
Thos. J. Tapp, Jefferson county.
Thos. J. Tapp, Muhlenburg county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Montgomery, from the Committee on the Judiciary—

A bill to amend subsection 2 of section 1, article 4, chapter 12, of the General Statutes.

By Mr. Bruce, from the Committee on Railroads—

A bill to enable the Grayson county court to retire the outstanding railroad bonded debt of Grayson county.

By Mr. Cox, from same committee—

A bill to amend an act, entitled "An act authorizing the county of Carter, and those parts of Boyd and Elliott counties taken from Carter county, to compromise and settle with the holders of the bonds and coupons executed by Carter county in its subscription to the capital stock of the Lexington and Big Sandy Railroad, and to levy and collect tax for that purpose," approved January 30th, 1878.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to prevent the destruction of fish in the waters of Dick's river and Hanging Fork.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act requiring the Jefferson county court to appoint a measurer of tan-bark for said county," approved March 21st, 1872,

Reported the same without amendment.

Mr. Hays moved to amend said bill by adding after the word "tan-bark," in the first section, "who shall hold said office for the term of four years and."

And the question being taken thereon, it was decided in the negative.

Mr. Skiles moved to amend said bill by inserting, at the end of the first section, the words "or any peeler who may require the measurement."

And the question being taken thereon, it was decided in the negative.

Said bill was read a third time.

The question was then taken on dispensing with the rule and putting said bill on its passage, and it was decided in the negative.

Mr. Montgomery, from the Committee on the Judiciary, reported a bill, entitled

A bill to provide for the recovery of money raised under any lottery privilege granted by the Commonwealth for the benefit of any school of learning, public library, public charity, or corporation, wrongfully or fraudulently appropriated, withheld, or converted by any person.

Mr. Hays moved to print said bill, and make it the special order of the day for Friday, the 6th day of February next.

And the question being taken thereon, it was decided in the affirmative.

Mr. Montgomery, from the Committee on the Judiciary, reported a bill, entitled

A bill to repeal an act, entitled "An act prescribing an oath to be taken by all officers appointed or elected," approved March the 20th, 1876.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act prescribing an oath to be taken by all officers appointed or elected," approved March 20th, 1876, be, and the same is hereby, repealed.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs Adair and White, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clinton Griffith,	T. J. McElrath,
Joseph Bertram,	Geo. T. Halbert,	Thos. J. Megibben,
A. R. Clarke,	R. G. Hays,	A. B. Montgomery,
Geo. T. Edwards,	Samuel E. Hill,	Clifton J. Pratt,
Charles D. Foote,	Thomas Johnson,	G. W. Reeves,
W. H. Frederick,	P. P. Johnston,	James Shackleford,
John T. Gathright,	C. N. Lewis,	H. H. Skiles—22.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	John W. Rowlett,
J. H. Bruce,	R. I. McQuiddy	Ishmael H. Smith,
M. T. Carpenter,	W. O. Mize,	Richard J. White—9.

Resolved, That the title of said bill be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Kiddville and Montgomery County Turnpike Road Company.

By same—

An act for the benefit of the Nicholasville and Kentucky River Turnpike Company.

By same—

An act to repeal an act, entitled "An act to authorize persons liable to road tax along the line of the Bradford's Landing and Washington Trace Turnpike Road to work out their tax on said turnpike road," approved February 4th, 1878.

By Mr. McElrath, from the Committee on the Judiciary—

An act to amend an act incorporating the town of Lockport, in Henry county.

By Mr. Montgomery, from same committee—

An act authorizing and empowering the trustees of Cadiz to sell and convey a portion of Monroe street, in said town.

By same—

An act for the benefit of W. C. Gragson, sheriff of Grayson county.

By same—

An act to amend an act incorporating the town of Pleasureville, in Henry county.

By same—

An act for the benefit of J. C. Abbott.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act for the benefit of Allen county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McQuiddy, from the Committee on Library and Public Offices and Buildings, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the Attorney General of this Commonwealth,

Reported the same without amendment.

Mr. Hill moved an amendment to said bill.

Pending the consideration of which, Mr. Adair moved to recommit said bill and pending amendment to the Committee on Library and Public Offices and Buildings.

Which motion was adopted.

Mr. Shackleford, from the Committee on Propositions and Grievances, reported a bill, entitled

A bill to provide for working persons sentenced to confinement in the county jails of Logan and other counties.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Griffith,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Thursday, February 5th.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill, which originated in the House of Representatives, entitled

An act to incorporate the Menifee Gravel Road Company,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend section 6, article 13, chapter 28, General Statutes.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 6, article 13, chapter 38, General Statutes, be so amended that any *bona fide* housekeeper with a family, and any female of this Commonwealth dependent upon her labor for a livelihood, who shall not be possessed of all the articles specified in said section, shall be entitled to an exemption of such articles of household goods or personal property as he or she may be possessed of: *Provided*, That the entire exemption shall not exceed five hundred dollars in value, inclusive of household goods now exempt by the law to which this is an amendment. The sheriff, constable, or other officer, before levying an execution, distress warrant, attachment, or fee-bill, shall select two disinterested housekeepers of his county, in nowise related to either party, who shall be sworn to appraise and set aside the property hereby exempted; and in case of their disagreement, the sheriff or constable shall decide between them; and said sheriff, constable, or other officer shall return said appraisement with the process.

§ 2. This act shall take effect from its passage, but shall not apply to pre-existing debts.

Mr. Clarke moved to amend said bill by inserting after the word "livelihood," in the first section thereof, the words "who is not a member of a housekeeper's family."

And the question being taken thereon, it was decided in the affirmative.

Mr. Clarke also moved to amend said bill by striking out the words "hereby exempted," in the first section thereof, and inserting in lieu thereof the words "exempted by law."

And the question being taken thereon, it was decided in the affirmative.

Mr. Berry moved to amend said bill by striking out the words "five hundred," in the first section thereof, and inserting the words "three hundred."

And the question being taken thereon, it was decided in the affirmative.

Mr. Halbert moved the following as a substitute for said bill, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That there shall be exempt from levy and sale under execution, attachment, distress, or fee-bill, an amount of personal property not exceeding in value three hundred dollars, owned by any *bona fide* housekeeper with a family resident within this Commonwealth.

§ 2. That the property to be exempted under the provisions of this act shall be appraised by two discreet disinterested housekeepers of the debtor's neighborhood, to be chosen, one by the creditor, his agent or attorney, and the other by the debtor, his agent or attorney, who, in case of disagreement, shall select a third; and in case either party fails to select an appraiser, the same shall be selected by the officer holding the writ or fee-bill.

§ 3. The officer, when he makes the levy on the debtor's property under an execution, writ, or fee-bill, shall notify the plaintiff and defendant, or their agent or attorney, in case they, or either of them, be away from home and cannot be notified by the officer of the fact, and shall proceed to have said property valued and set apart to the debtor as aforesaid, and then proceed, according to law, to advertise and sell such other property, if any, as may be remaining and liable to sale under the execution, writ, or fee bill in his hands.

§ 4. Such appraisers shall proceed forthwith, after their selection, to make a schedule of the said property selected by the debtor, describing the same by separate items, affixing to each the value they may agree upon; and the said appraisers, before they proceed to make said valuation shall be sworn by the officer, in substance that they will, to the best of their judgment, fix a just cash value upon said property to be appraised by them.

§ 5 Such schedule, when made out by the appraisers, shall be delivered to the officer, to be by him returned with such execution, writ, or fee-bill, and made part of his return thereon.

§ 6. Each appraiser shall be allowed the sum of fifty cents for his services, to be added to the costs and paid by the debtor.

§ 7. The debtor who may be entitled to claim property as exempted by virtue of this act, shall have the right to select and designate the property so claimed by him.

§ 8. If the debtor be a laborer, mechanic, or of any other trade, profession, or calling, and shall not have personal property enough to amount to three hundred dollars in value, then, and in that case, his wages, fees, or other claims due and owing to him from others, shall be exempt from attachment, &c., to the extent of such deficiency. This exemption shall be in favor of those only who are resident and *bona fide* housekeepers with a family

§ 9. That before any person shall be entitled to the benefit of the provisions of this act, he shall make out and deliver to the sheriff or other officer having the execution, writ, or fee bill an inventory of all his personal property of every description whatever belonging to him, or in which he had any interest at the date of the issuing of the said writ, &c., as well also of all money on hand, or on deposit in any bank within or without this State, rights, credits, and choses in action, and make and subscribe an affidavit to the same that such inventory contains a full and true account of all such property, &c., as required in this act to be set out in the said inventory, had or held by him at the time such writ was issued; and if any such property has been disposed of by him since the issuing of the writ, such affidavit shall show that fact, and how the same has been disposed of, and what disposition he has made of the proceeds; and until such inventory and affidavit shall be furnished to such officer, he shall not set apart any property to the execution-defendant as exempt from execution.

§ 10. That in case where the execution-defendant is absent from the State, the wife of said defendant may make out the schedule required in this act and verify the same by her affidavit; and the said schedule, when so made and delivered to the officer holding the writ, shall entitle the wife to claim and hold for her husband the amount of property which by law is exempt from execution.

§ 11. That whenever any man shall absent himself from his house, it shall be lawful for his wife, in case an attachment or execution be directed against his property, to claim and exercise all the rights in relation thereto which would belong to him if he were present.

§ 12. Nothing in this act shall be considered as exempting any property from taxation or from sale for taxes.

§ 13. That sections 6, 7, and 8 of article 13, chapter 38, of the General Statutes be, and the same are hereby, repealed, to take effect from and after this act goes into effect; but no other law of this Commonwealth now in force shall be affected or repealed by this act.

§ 14. This act shall take effect thirty days from and after its passage.

Mr. McElrath moved to amend said proposed substitute by striking out the word "five," before the word "hundred," in the first section thereof, and inserting in lieu thereof the word "three;" also by striking out the eighth section thereof; also by striking out of the ninth section thereof the words "as well, also, of all money on hand or on deposit in any bank within or without this State, rights, credits, and choses in action;" also by adding to the twelfth section thereof the words, "nor shall any crop be exempt from the payment of the rent of the land on which it is produced;" and also by striking out of the thirteenth section thereof the words, "but no other law of this Commonwealth now in force shall be affected or repealed by this act."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the substitute proposed by Mr. Halbert, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Halbert and Skiles, were as follows, viz:

Those who voted in the affirmative, were--

Alex. E. Adams,	C. N. Lewis,	Ishmael H. Smith,
C. W. Gilmore,	W. O. Mize,	Richard J. White—7.
George T. Halbert,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	D. G. Mitchell,
Albert S. Berry,	John T. Gathright,	A. B. Montgomery,
J. H Bruce,	Henry George,	Clifton J. Pratt,
M. T. Carpenter,	Clint. Griffith,	G. W. Reeves,
A. R. Clarke,	Samuel E. Hill,	John W. Rowlett,
Attila Cox,	T. J. McElrath,	Jas Shackleford,
George T. Edwards,	R I. McQuiddy,	H. H. Skiles—23.
Charles D. Foote,	Thomas J. Megibben,	

Mr. P. P. Johnston proposed the following as a substitute for said bill, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That in lieu of the specific articles of property named in sections six, seven, eight, and nine, of article thirteen, chapter thirty-eight, of the General Statutes, there shall be exempt from seizure or sale under executions, attachments, fee-bills, garnishments, and judgments of courts, rendered either in ordinary or equitable proceedings, property, real or personal, or both, of the value of one hundred dollars; and the term personal property shall include bonds, bills, notes, and choses in action of every character and description.

§ 2. The debtor shall have the right to select the articles of property he desires to retain, and the same shall be valued, under oath, by two disinterested housekeepers of the county not related to either the creditor or debtor, to be selected by the court or officer; and in case they disagree, the officer making the sale shall act as umpire: *Provided*, That if the debtor elects to retain bonds, bills, notes, or other choses in action, they shall be charged to him at their face value, with interest; but he may surrender the same to the court, and claim out of their proceeds, when collected, a sum sufficient, when added to the value of the tangible property retained, to make up the said sum of one hundred dollars. The expenses attending the valuation herein required shall be paid by the officer out of the proceeds of the sale of property not exempt, unless it shall turn out that the debtor has no property subject to sale, or over and above the value herein exempted, in which case they shall be paid by the creditor at whose instance the proceeding was had. In setting apart said exempted property, as provided by this act, when the housekeeper is a married man, such real estate as he may own shall be selected and reserved in preference to other property, to the amount of one hundred dollars, two thirds of the entire exemption, if he owns so much, unless his wife, on privy examination had as such examinations are now had in real estate conveyances by married women, shall consent to the selection and reservation of a different class of property or of money or choses in action, which consent shall be noted of record by the county clerk, and shall be conclusive evidence of her relinquishment of all interest in said real estate: *Provided always*, That the aggregate value of all the property and choses in

action so set apart shall in no event exceed the said sum of one hundred dollars.

§ 3. That in case the debtor shall elect to retain the homestead secured to him by section 9 of article 23, chapter 38, of the General Statutes, proceedings to ascertain its value shall be had in accordance with existing laws; and said existing laws shall, in all regards not inconsistent with the provisions of this act, remain in full force and effect for the protection of such persons as may claim the benefit of said exemption.

§ 4. The exemptions provided for by this act shall apply to all persons of any race or color, who are actual *bona fide* housekeepers of this Commonwealth, and be in lieu of all other exemptions now provided by law, but shall not apply to sales of land under execution, attachment, or judgment of a court at the suit of creditors, if the debt or liability existed prior to the purchase of such land.

§ 5. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and White, were as follows, viz:

Those who voted in the affirmative, were—

George T. Halbert,	James Shackleford,	Richard J. White—5.
P. P. Johnston,	Ishmael H. Smith,	

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	R. I. McQuiddy,
Alex. E. Adams,	W. H. Frederick,	Thos. J. Megibben,
Albert S. Berry,	John T. Gathright,	D. G. Mitchell,
Joseph Bertram,	Henry George,	W. O. Mize,
J. H. Bruce,	C. W. Gilmore,	A. B. Montgomery,
M. T. Carpenter,	Clint. Griffith,	Clifton J. Pratt,
A. R. Clarke,	Sam. E. Hill,	G. W. Reeves,
Attila Cox,	C. N. Lewis,	John W. Rowlett,
Geo. T. Edwards,	T. J. McElrath,	H. H. Skiles—27.

Mr. Cox then moved to amend said bill by striking out of the first section thereof the words "or personal property."

And the question being taken thereon, it was decided in the affirmative.

Said bill was read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Reeves and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	T. J. McElrath,
Alex. E. Adams,	John T. Gathright,	R. I. McQuiddy,
Albert S. Berry,	C. W. Gilmore,	Thos. J. Megibben,
Joseph Bertram,	Clint. Griffith,	W. O. Mize,

J. H. Bruce,	Geo. T. Halbert,	A. B. Montgomery,
M. T. Carpenter,	R. G. Hays,	John W. Rowlett,
A. R. Clarke,	Sam. E. Hill,	Jas. Shackleford,
Attila Cox,	P. P. Johnston,	H. H. Skiles,
Geo. T. Edwards,	C. N. Lewis,	Richard J. White—28.
Charles D. Foote,		

Those who voted in the negative, were—

Henry George,	Clifton J. Pratt,	Ishmael H. Smith—5.
D. G. Mitchell,	G. W. Reeves,	

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to regulate the fees and salaries of certain public officers.

On motion of Mr. Montgomery,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, at 12 o'clock, M., and from day to day thereafter until disposed of.

Mr. McQuiddy read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Speakers of the Senate and House of Representatives be instructed to appoint a joint committee, consisting of two from the Senate and two from the House, to whom shall be referred the petitions in relation to amendments asked by the State Board of Pharmacy to the laws regulating the sale of drugs and poisons within the limits of this Commonwealth.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to relieve W. T. Grundy from the disabilities of an infant;

An act for the benefit of Dr. Nelson Mays, of Garrard county;

An act for the benefit of R. D. Lusk, of Garrard county;

An act for the benefit of James M. Sowards, of Greenup county, Kentucky;

Resolution for the benefit of Mrs. Susan J. Elliott, widow of Hon. John M. Elliott, deceased;

Resolution in regard to the election of Public Printer and Binder;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Bruce—

1. A bill to amend the charter of the Garrard County and Kirksville Turnpike Road Company.

On motion of Mr. Edwards—

2. A bill relating to the sale of spirituous, vinous, and malt liquors within two miles of Berea Church, in Logan county.

On motion of same—

3. A bill amending section 153, article 1, chapter 1, title 8, of the Code of Practice.

On motion of same—

4. A bill to amend the charter of the town of Russellville, Logan county.

On motion of same—

5. A bill to provide for the lease and management of the Penitentiary.

On motion of Mr. Megibben—

6. A bill to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgment, and to regulate the compensation therefor.

On motion of Mr. Pratt—

7. A bill, entitled "An act to incorporate the Terry Coal and Railroad Company."

On motion of Mr. Smith—

8 A bill for the benefit of the lawyers of this Commonwealth.

On motion of same—

9. A bill to increase the jurisdiction of the justices of the peace of this Commonwealth.

On motion of same—

10. A bill to amend the execution laws of this Commonwealth.

On motion of Mr. Hays—

11. A bill authorizing the county attorneys of this Commonwealth to dismiss actions of bastardy which may have been, or may hereafter be, instituted in their respective counties, upon a settlement be-

tween the reputed father of and the mother of the bastard child, if he deem the settlement a just and equitable one.

On motion of same—

12. A bill to amend the charter of the city of Louisville, releasing the dentists of the city of the special tax of ten dollars now imposed upon them by said charter.

On motion of Mr. McQuiddy—

13. A bill for the benefit of the city of Frankfort.

On motion of same—

14 A bill to amend the charter of the city of Frankfort.

On motion of Mr. George—

15. A bill to allow Graves county to work their public roads by taxation.

Ordered, That the Committee on Railroads prepare and bring in the 1st and 7th; the Committee on Religion and Morals the 2d; the Committee on Codes of Practice the 3d; the Committee on the Judiciary the 4th; the Committee on Penitentiary and House of Reform the 5th; the Committee on General Statutes the 6th, 11th, and 15th; the Committee on Courts of Justice the 8th, 9th, 10th, and 14th; the Committee on Finance the 12th, and the Committee on Charitable Institutions the 13th.

And then the Senate adjourned.

FRIDAY, JANUARY 30, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act authorizing the court of claims of the county of Meade to levy an ad valorem tax.

An act for the benefit of John J. Kouns, late sheriff of Boyd county.

An act to amend an act to incorporate the Kentucky Female Orphan School.

An act to amend the charter of the town of Stanton, in Powell county.

An act to amend an act, entitled "An act incorporating the town of Rocky Hill, Edmonson county."

An act for the benefit of O. Ross Baker, former sheriff of Caldwell county.

An act for the benefit of M. D. Corder, late sheriff of Wayne county, authorizing the present sheriff of Wayne county to collect the revenue and county levy for the years 1875, 1876, and 1877.

An act to incorporate the Sacred Heart Literary and Scientific Society of the Passionists.

An act for the benefit of J F. Rennick and C. M. Vaughan, former sheriffs of Hickman county.

An act for the benefit of Thos. W. Pickering, late sheriff of Caldwell county.

An act for the benefit of J. D. Atchison, common school commissioner for Daviess county.

An act for the benefit of Spencer county.

That they had passed a bill, which originated in the Senate, of the following title, viz:

An act to incorporate the Blandville and Fort Jefferson Gravel Road Company.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the sureties of J. P. Grinstead, late sheriff of Monroe county.

2. An act to incorporate the Dry Run and Oxford Turnpike Road Company.

3. An act to amend an act, entitled "An act to incorporate Princeton College," approved February the 20th, 1860.

4 An act to incorporate the National Teachers' Mutual Assurance Fund.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 3d to the Committee on General Statutes; the 2d to the Committee on Internal Improvement, and the 4th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had adopted a joint resolution, entitled

Joint resolution authorizing and directing the Auditor to pay the officers and attaches of this General Assembly.

Which was taken up, twice read, and concurred in.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	T. J McElrath,
Alex. E. Adams,	Henry George,	R. I. McQuiddy,
Albert S. Berry,	Clint. Griffith,	W. O. Mize,
Joseph Bertram,	Geo. T. Halbert,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	Jas. Shackleford,
Attila Cox,	P. P. Johnston,	H. H. Skiles,
Chas. D. Foote,	C. N. Lewis,	Ishmael H. Smith—25.
W. H. Frederick,		

Those who voted in the negative, were—

Sam. E. Hill,	D. G. Mitchell,	A. B. Montgomery—3.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts is hereby authorized and directed to draw his warrant upon the Treasury in favor of the Sergeants-at-Arms, Door-keepers, Cloak-room keepers, and Pages of the respective Houses of this General Assembly, for their per diem as allowed them by joint resolution of this General Assembly, approved January 24, 1880, when said officers and attaches present to him certificates signed by the Clerks of their respective Houses, stating the number of days for which they are entitled to said per diem.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 30, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

J. A. Craft, Laurel county.

E. T. King, Jefferson county.

Thos. S. Andrews, Fleming county.

Thomas Pryse, Lee, Wolfe, Owsley, Breathitt, Perry, and Estill counties.

Robert Kinnaird, Garrard county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

On motion of Mr. Griffith, leave of absence, indefinitely, was granted Messrs. Edwards, White, and Gilmore.

The following petitions were presented, viz :

By Mr. Rowlett—

1. The petition of sundry citizens of Free Springs, in Hart county, praying the passage of an act prohibiting the manufacture and sale of spirituous liquors in, and within one mile of, the corporate limits of said town.

By Mr. Gathright—

2. Petition of sundry citizens of Louisville, praying the passage of an act prohibiting the sale of spirituous or intoxicating liquors on Sunday by licensed taverns, saloons, or any others.

By Mr. Hill—

3. The petition of sundry citizens in the Green and Barren river country, praying for the passage of an act repealing the act by which the Green and Barren rivers were leased to the Green and Barren River Navigation Company.

By Mr. Bertram—

4. The remonstrance of sundry citizens of Cumberland county, remonstrating against the repeal of an act incorporating the Columbia and Burksville Turnpike Road Company, and an act amendatory thereto.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Religion and Morals; the 2d to the Committee on General Statutes, and the 3d and 4th to the Committee on Internal Improvement.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was recommitted a bill, entitled

A bill for the benefit of John Buckley, of Muhlenburg county,

Reported the same without amendment.

Said bill was amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act to amend chapter 94, General Statutes approved April 10th, 1878.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to amend and reduce into one the various acts in regard to the town of Bloomfield.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of Henry Smith, of Warren county.

By same—

An act for the benefit of John W. Cook, P. A. Cook, and W. H. Cook, of Warren county.

By same—

An act to amend an act, entitled "An act to protect game and small birds, and to punish trespass," so as to prohibit hunting in Campbell county until the first day of November, 1881.

By same—

An act for the benefit of John Lawler, of Henry county.

By same—

An act changing the time of holding the March term of the Oldham county quarterly court.

By same—

An act to change the time of holding the Morgan quarterly court.

By same—

An act for the benefit of John Scott, of Fleming county.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the Cumberland and Green River Railway Company.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend an act, entitled "An act to incorporate the Kentucky Grangers' Mutual Benefit Society," approved 7th March, 1876.

With amendments to the last three named bills.

Which were adopted.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Shackleford, from the Committee on Propositions and Grievances—

1. A bill to amend and reduce into one the acts relating to the roads in Logan county.

By same—

2. A bill to amend section 4, chapter 112, General Statutes.

By Mr. Bruce, from the Committee on Railroads—

3. A bill to incorporate the East Cairo and Paducah Railroad Company.

By same—

4. A bill to amend the charter of the Maysville and Lexington Railroad Company, Northern Division.

By Mr. Megibben, from the Committee on Agriculture and Manufactures—

5. A bill to incorporate the Redmon Distilling Company.

By Mr. Berry, from the Committee on General Statutes—

6. A bill to incorporate the Grand Central Building and Savings Association of Newport, Campbell county.

By Mr. Bruce, from the Committee on Railroads.

7. A bill regulating the charges for transportation of freights upon railroads within this State.

By Mr. Cox, from the Committee on Banks and Insurance—

8. A bill to incorporate the Mason County Building and Savings Association.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 2d was postponed and made the special order of the day for Friday, February 6th, and from day to day thereafter until disposed of; the 7th was ordered to be printed, and recommitted to the Committee on Railroads, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Shackleford, from the Committee on Propositions and Grievances, reported a bill, entitled

A bill to incorporate the Louisville Edison Electric Light Company.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Gathright moved an amendment to said bill.

Which was adopted.

Mr. Montgomery then moved to strike out the enacting clause of said bill.

Which motion was adopted.

So said bill was rejected.

Mr. Thos. Johnson moved to reconsider the vote by which the Senate had disagreed to a bill, which originated in the House of Representatives, entitled

An act to incorporate the Menifee Gravel Road Company.

Which motion was adopted.

On motion of Mr. Thos. Johnson,

Ordered, That said bill be recommitted to the Committee on Internal Improvement.

The Senate, according to order, took up for consideration the resolution heretofore proposed by Mr. White, entitled

Resolution in regard to the removal of the Capital.

On motion of Mr. Bruce,

Ordered, That the further consideration of said resolution be postponed and made the special order of the day for Friday, February 6th.

The Senate, according to order, took up for consideration a bill, entitled

A bill to regulate the fees and salaries of certain public officers.

Sundry amendments were proposed to said bill.

Pending the consideration of which, Mr. Hays moved that said bill and pending amendments be recommitted to the Committee on the Judiciary.

Which motion was adopted.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

On motion of Mr. Foote,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Thursday, February 5th, and from day to day thereafter until disposed of.

Mr. Gathright read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant upon the Treasurer in favor of the following persons for the amounts set opposite their respective names, being the amount of expenses incurred by them in investigating, as a committee, the clerk's offices in the county of Jefferson under the joint resolution of this General Assembly, viz: A. J. Beale, $12 50; W. C. Owens, $14 20; R. A. Burnett, $15; Samuel E. Hill, $15; John T. Gathright, $15.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Adams, from the Committee on Retrenchment and Reform, to whom was referred a resolution from the House of Representatives, entitled

Resolution requesting Auditor of Public Accounts to furnish statement showing number and cost of books furnished clerks of this Commonwealth, &c.,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

Mr. Adams, from the Committee on Retrenchment and Reform, to whom was referred a resolution from the House of Representatives, entitled

Resolution fixing mode of furnishing clerks of this Commonwealth with record books, &c.,

Reported the same without amendment.

Mr. Foote moved to commit said resolution to the Committee on General Statutes.

And the question being taken thereon, it was decided in the affirmative.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act for the benefit of R. D. Lusk, of Garrard county.

An act for the benefit of Dr. Nelson Mays, of Garrard county.

An act for the benefit of James M. Sowards, of Greenup county, Kentucky.

An act to relieve W. T. Grundy from the disabilities of an infant.

Resolution in regard to the election of Public Printer and Binder.

Resolution for the benefit of Mrs. Susan J. Elliott, widow of Hon. John M. Elliott, deceased.

Leave was granted to bring in the following bills, viz:

On motion of Mr. George—

1. A bill for the relief of Fulton, Fulton county.

On motion of Mr. Hill—

2. A bill to amend chapter 62, General Statutes, title "Juries, Grand and Petit."

On motion of same—

3. A bill for the benefit of Thos. Neel, of Butler county.

On motion of same—

4. A bill for the benefit of Elizabeth Madison, of Butler county.

On motion of same—

5. A bill regulating the charges for the transportation of freight upon railroads within this State.

On motion of Mr. Gathright—

6. A bill, entitled "An act for the benefit of owners of the grounds of the West Louisville Cemetery."

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st, 3d, and 6th; the Committee on General Statutes the 2d; the Committee on Claims the 4th, and the Committee on Railroads the 5th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to extend the time for the payment of the revenue due from Lawrence county;

An act to amend an act to charter the Louisville Baptist Orphans' Home, approved January 28th, 1870;

Resolution raising a joint committee to visit Central Lunatic Asylum at Anchorage;

And an enrolled resolution, which originated in the Senate, entitled

Resolution in regard to government aid for the improvement of Green and other navigable rivers of this Commonwealth;

And had found the same truly enrolled

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

SATURDAY, JANUARY 31, 1880.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to incorporate the Redmon Distilling Company.

That they had concurred in the adoption of a resolution, which originated in the Senate, of the following title, viz:

Resolution directing trustees of Jefferson county not to make further payment of moneys to the clerk of the Jefferson circuit court until matters now before the Senate are disposed of.

That they had concurred in amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act to incorporate the Kentucky Grangers' Mutual Benefit Society, approved 7th of March, 1876.

An act to amend the charter of the city of Covington.

That they had passed bills of the following titles, viz:

1. An act to amend chapter 95, General Statutes.

2. An act to incorporate the Woodford Hotel Company, and to repeal an act to incorporate the Woodford Hotel Company, approved March 10th, 1869.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Judiciary, and the 2d to the Committee on Courts of Justice.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, January 31, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment the following named persons as notaries public, within the limits herein designated, and request your advice and consent thereto:

William Berkele, Garrard county.
C. M. Parsons, Pike county.
M. J. Miller, Rockcastle county.
John W. Mathews, Henry county.
J. B. Russell, Green county.
Milton G. Cope, McCracken county.
S. H. Bush, Hardin county.
Culvin Sanders, Shelby county.
Berry Holt, Russell county.
Zack. Williams, Adair county.
Anthony C. McElroy, Washington county.
John I. McElroy, Washington county.
Robert R. Burnam, Madison county.
John S. Melton, Perry, Letcher, Harlan, and Bell counties.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was also received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed an enrolled resolution, which originated in the Senate, entitled

Resolution requesting the Senators and Representatives of Kentucky in the Congress of the United States to urge upon Congress the claims of the people of Kentucky for a just share of the appropriations of the General Government for the improvement of the navigable rivers of our State.

On motion of Mr. Bruce, leave of absence, indefinitely, was granted Mr. Pratt.

Mr. Rowlett, from the Committee on Agriculture and Manufactures, reported a bill, entitled

A bill to prevent the adulteration of butter, and requiring the branding of butterine and milled butter.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That whoever manufactures or sells, or offers for sale, any material representing butter out of oleo-margarine by the Mege process, shall, in plain, durable letters, mark each bucket, tub, or other vessel in which it is sold or offered for sale, "butterine."

§ 2. That no milled or butter worked over, in which chemicals or drugs have been introduced for the purpose of removing or preventing fermentation or decomposition, or in which chemicals have been introduced or used for any other purpose, shall be brought into this State, or sold or offered to be sold therein, except the buckets, tubs, and other vessels in which it is sold or offered to be sold, shall be branded with plain and durable letters, showing that it is milled butter, or butter worked over.

§ 3. No one shall sell any substance sold as butter made of oleo-margarine by retail, in rolls or quantities less than original packages; nor shall any one sell milled butter, or butter worked over, or butter in which any chemicals or drugs have been used or introduced, by retail, in rolls or quantities less than original packages, unless each package or roll shall be wrapped in paper plainly printed, "Is made of oleo-margarine," showing that it is made of oleo-margarine; and if it is milled butter, or butter worked over, which contains chemicals or drugs, the paper in which it is wrapped shall show that it is milled or butter worked over, and if it contains chemicals or drugs.

§ 4. No person shall mark or brand any package of butter with the words "oleo-margarine or butterine," unless it shall be made of oleo-margarine, and made in accordance with the Mege patent.

§ 5. Any and all persons violating any of the provisions of the foregoing sections of this act shall be guilty of a misdemeanor, and shall be fined, before a court of proper jurisdiction, in a sum of not less than ten and not more than one hundred dollars for each and every offense, together with the costs of the proceedings; and the fine thus imposed, after deducting the commission of the officer for the collection, shall go, one half to the county attorney, whose duty it shall be to prosecute all such offenses, and the other half shall be paid to the Treasurer of this State for the benefit of the Common School Fund of the State.

§ 6. Nothing in this act shall be construed so as to prevent the ordinary coloring substance used for coloring butter, to be used in the manufacture of butter or butterine.

Mr. Foote moved to amend said bill by striking out, in the third section thereof, after the word "over," and before the word "contained," the words "or it," and inserting in lieu thereof the word "which."

And the question being taken thereon, it was decided in the affirmative, by the casting vote of the Lieutenant Governor.

The yeas and nays being required thereon by Messrs. Foote and George, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	George T. Halbert,	Alex. B. Montgomery,
M. T. Carpenter,	Sam. E. Hill,	John Walter Rowlett,
Charles D Foote,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	P. P. Johnston,	Jas. E. Cantrill—14.
Henry George,	C. N. Lewis,	

Those who voted in the negative, were—

Alex. E. Adams,	John T. Gathright,	W. O. Mize,
Albert S. Berry,	R. G. Hays,	G. W. Reeves,

Joseph Bertram, T. J. McElrath, Jas. Shackleford,
J. H. Bruce, R. I. McQuiddy, H. H. Skiles—13.
A. R. Clarke,

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Clarke, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair, R. G. Hays, W. O. Mize,
Joseph Bertram, Samuel E. Hill, A. B. Montgomery,
J. H. Bruce, Thomas Johnson, G. W. Reeves,
Charles D. Foote, P. P. Johnston, John W. Rowlett,
W. H. Frederick, C. N. Lewis, James Shackleford,
John T. Gathright, T. J. McElrath, H. H. Skiles,
Clinton Griffith, R. I. McQuiddy, Ishmael H. Smith—23.
George T. Halbert, Thos. J. Megibben,

Those who voted in the negative, were—

Alex. E. Adams, M. T. Carpenter, Henry George—5.
Albert S. Berry, A. R. Clarke,

Resolved, That the title of said bill be as aforesaid.

Mr. Adair, from the Committee on Appropriations, to whom was referred a bill from the House of Representatives, entitled

An act authorizing the Governor to appoint a commissioner to procure the site and inclose the graves of certain persons,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Governor be, and he is hereby, authorized to appoint a commissioner to procure the site and inclose the graves of the persons who were killed at Floyd's defeat, in Jefferson county, and the sum of $300, or so much thereof as may be necessary, to be paid out of any money in the Treasury not otherwise appropriated, is hereby appropriated for that purpose.

§ 2. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	C. N. Lewis,
Alex. E. Adams,	Clint. Griffith,	T. J. McElrath,
A. R. Clarke,	Sam. E. Hill,	R. I. McQuiddy,
Chas. D. Foote,	Thomas Johnson,	W. O. Mize,
W. H. Frederick,	P. P. Johnston,	Jas. Shackleford—15.

Those who voted in the negative, were—

Albert S. Berry,	Henry George,	A. B. Montgomery,
Joseph Bertram,	R. G. Hays,	G. W. Reeves,
James Blackburn,	Thos. J. Megibben,	H. H. Skiles,
M. T. Carpenter,	D. G. Mitchell,	Ishmael H. Smith—12.

Resolved, That the title of said bill be as aforesaid.

Mr. Carpenter moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend the charter of the Louisville Banking Company.

By same—

An act amending an act, entitled "An act for the incorporation and regulation of life insurance companies," approved March 12th, 1870.

By Mr. Bruce, from same committee—

An act to amend an act incorporating the Bank of Adairville, in Logan county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the town of North Middletown, in Bourbon county," approved February 16th, 1874.

By Mr. Halbert, from the Committee on Religion and Morals—

An act authorizing the granting of tavern license in Vanceburg.

By same—

An act to prohibit the sale of spirituous, vinous, and malt liquors within three miles of new Gasper Church, in Warren county.

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

An act to incorporate the Muhlenburg Coal Company.

With amendments to the last three named bills.

Which were adopted.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Foote, from the Committee on Codes of Practice—

A bill to provide for appointing and electing commissioners for the county of Kenton, and defining their duties, and the duties of other county officers whose duties are connected with the duties of said commissioners.

By Mr. Halbert, from the Committee on Religion and Morals—

A bill to prohibit the sale of spirituous, malt, or vinous liquors in the town of Burksville.

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

A bill to amend an act incorporating the town of Greensburg.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to repeal section 71, title 4, Criminal Code of Practice.

By Mr. McElrath, from same committee—

A bill to amend subsection 2 of section 550 of the Civil Code of Practice.

By Mr. Foote, from same committee—

A bill to provide for publishing the decisions of the Court of Appeals.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was passed into the orders of the day; the last was ordered to be printed, and made the special order of the day for the 9th of February next, and from day to day thereafter until disposed of, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Montgomery, from the Committee on Banks and Insurance, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act incorporating the bank of J. B. and Charles Goodpaster & Co., of Owingsville, Kentucky,"

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Hays then moved to reconsider the vote by which the Senate had disagreed to said bill.

Which motion was simply entered.

Mr. McElrath, from the Committee on Codes of Practice, to whom was referred leave to bring in a bill, entitled

A bill to amend section 203 of the Criminal Code of Practice,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. Hill, from the Committee on Codes of Practice, reported a bill, entitled

A bill to amend section 194, Civil Code of Practice.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on suspending the rules in order to place said bill upon its passage, and it was decided in the negative.

The Speaker announced the appointment of Messrs. P. P. Johnston and Bruce as the committee on the part of the Senate to visit the Central Lunatic Asylum at Anchorage.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act incorporating the town of Lockport, in Henry county;

An act to amend the charter of the Kiddville and Montgomery County Turnpike Road Company;

An act for the benefit of W. C. Gragson, sheriff of Grayson county;

An act for the benefit of Allen county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same;

An act for the benefit of J. C. Abbott;

An act authorizing and empowering the trustees of Cadiz to sell and convey a portion of Monroe street, in said town;

An act to repeal an act, entitled "An act to authorize persons liable to road tax along the line of the Bradford's Landing and Washington Trace Turnpike Road to work out their tax on said turnpike road," approved February 4th, 1878;

An act to amend an act, entitled "An act to incorporate the Kentucky Grangers' Mutual Benefit Society," approved 7th March, 1876;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. P. P. Johnston—

1. A bill to define certain property exempt from payment of debts.

On motion of same—

2. A bill to amend an act to incorporate the Lancaster City Hall Association.

On motion of Mr. Bruce—

3. A bill to regulate the time of holding circuit courts in the counties of the eighth judicial district, and to change the number of counties composing said district.

On motion of Mr. Skiles—

4. A bill to construct a railroad bridge across the Mississippi river at or near Columbus.

On motion of Mr. Lewis—

5. A bill legalizing the purchase of certain lands by Carter county, and authorizing the sale of the same.

On motion of same—

6. A bill legalizing certain orders of the Carter county court concerning the purchase and sale of certain lands.

On motion of same—

7. A bill empowering the Carter county court to levy and collect a tax to pay its indebtedness to Geo. R. McKee.

Ordered, That the Committee on Codes of Practice prepare and bring in the 1st; the Committee on Railroads the 2d; the Committee on Courts of Justice the 3d; the Committee on Internal Improvement the 4th, and the Committee on the Judiciary the 5th, 6th, and 7th.

And then the Senate adjourned.

MONDAY, FEBRUARY 2, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to extend the time for the payment of the revenue due from Lawrence county.

An act to amend an act to charter the Louisville Baptist Orphans' Home, approved January 28th, 1870.

Joint resolution authorizing and directing the Auditor to pay the officers and attaches of this General Assembly.

Resolution raising a joint committee to visit Central Lunatic Asylum at Anchorage.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Wm. T. Payne.

An act to repeal an act, entitled "An act to establish a criminal court in the 14th judicial district," and to transfer the records and causes therein pending to the circuit courts of said district.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the present assessor of Harrison county

2. An act for the benefit of W. A. Mohon, late sheriff of Muhlenburg county.

3. An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the Chattaroi Railway Company,' approved March 23d, 1868."

4. An act to amend an act, entitled "An act to prevent intoxication of county officers in this Commonwealth," approved April 9th, 1878.

5. An act to amend the charter of the city of Bowling Green.

6. An act to regulate the titles of Reports of Decisions of the Court of Appeals of this State.

7. An act to amend an act, entitled "An act to incorporate the Merchants' Banking Company of Caverna, Kentucky, which became a law February 7th, 1873.

8. An act to incorporate the town of Munfordville, in Hart county, Kentucky.

9. An act to regulate the number and pay of juries in justices, police, city, and quarterly courts.

10. An act to amend article 3, chapter 52, of the General Statutes, title "Husband and Wife."

11. An act to exempt retail druggists and pharmaceutists from serving on juries.

12. An act to fix the qualifications of a deputy constable.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Propositions and Grievances; the 2d to the Committee on Finance; the 3d to the Committee on Railroads; the 4th to the Committee on Religion and Morals; the 5th, 6th, 9th, and 12th to the Committee on the Judiciary; the 7th to the Committee on Banks and Insurance; the

8th to the Committee on Codes of Practice, and the 10th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Griffith, leave of absence, indefinitely, was granted Messrs. Megibben, Foote, Lewis, and Hill.

On motion of Mr. Reeves, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the passage of a bill, which originated in the Senate, entitled

A bill to incorporate the East Cairo and Paducah Railroad Company.

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Mr. Reeves moved to reconsider the vote by which the Senate had passed said bill.

And the question being taken thereon, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as also that ordering it to be read a third time, were reconsidered.

Mr. Reeves moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following petition and remonstrance were presented, viz:

By Mr. Clarke—

The petition of sundry citizens of Augusta, Kentucky, praying for an amendment to the charter of said town, allowing a majority of the council to grant coffee-house and tavern license, with privilege of retailing liquors; also, the remonstrance of sundry citizens of said town, against the passage of such an act.

Which was received, the reading dispensed with, and referred to the Committee on Religion and Morals.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act to authorize the Mercer county court to convey to the trustees of the town of Harrodsburg a section of the court-house square for certain purposes,

Reported the same without amendment.

Ordered, That said bill be read a second time.

Said bill was read a third time.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act for the benefit of J. S. Wortham, county attorney of Grayson county.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act giving the further time of two years to sheriffs, ex-sheriffs, and other collecting officers, in which to collect their fees and uncollected taxes,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the several sheriffs and ex-sheriffs, and other collecting officers of this State, are granted the further time of two years from and after the passage of this act to collect their fees and uncollected taxes, with the same powers of restraint as they have by existing laws; and each of them shall be under the same penalties and liabilities as are now imposed by law for the collection of illegal fees and taxes: *Provided*, That this act shall not apply to any fees that have been due and collectable for over seven years: *And provided further*, That such sheriffs shall have made settlement for all State and county taxes due by them.

§ 2. The provisions of this act shall not apply to the counties of Carter and Elliott.

§ 3. This act shall take effect and be in force from and after its passage.

Mr. Cox moved to amend said bill by inserting the word "clerks" before the word "sheriffs," in the title thereof, and by inserting the words "county and circuit court clerks" before the word "sheriffs," in the body of said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Halbert moved to amend said bill by striking out the second section thereof.

And the question being taken thereon, it was decided in the affirmative.

Mr. Griffith moved to amend said bill by striking out the words "seven years," where they occur therein, and inserting therein the words "five years" in lieu thereof.

Mr. Carpenter moved to amend said proposed amendment by striking out the word "five," where it occurs therein, and inserting the word "one" in lieu thereof.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Griffith, and it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Thos. Johnson and Reeves, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	W. O. Mize,
Joseph Bertram,	Geo. T. Halbert,	G. W. Reeves,
Attila Cox,	R. G. Hays,	John W. Rowlett,
John T. Gathright,	C. N. Lewis,	H. H. Skiles—12.

Those who voted in the negative, were—

J. H. Bruce,	W. H. Frederick,	Jas. Shackleford,
M. T. Carpenter,	P. P. Johnston,	Ishmael H. Smith—8.
A. R. Clarke,	R. I. McQuiddy,	

Resolved, That the title of said bill be amended so as to read,

An act giving the further time of two years to clerks, sheriffs, and other collecting officers, in which to collect their fees and uncollected taxes.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

An act for the benefit of the board of trustees of the town of Danville, in respect to locating repair-shops of the Cincinnati Railway at or near the above town, and to authorize said board of trustees to issue and sell bonds to pay cost and expense of such location.

By same—

An act authorizing the coroner of Nelson county to appoint one or more deputies.

By Mr. Skiles, from same committee—

An act to regulate the fees of justices of the peace for holding levy courts, &c., in the Commonwealth of Kentucky.

By same—

An act legalizing the action of the county court of Edmonson at its December called term, 1879, in ordering the treasurer of said county to borrow money to pay off bonds.

By Mr. Hays, from the Committee on Finance—

An act to allow James Profit, &c., further time to collect the county levy of Monroe county.

By same—

An act to authorize Larkin and Wm. Howard, of Bell county, to redeem lands sold by the sheriff of Bell county belonging to their father, B. F. Howard, that the State of Kentucky purchased on the 11th day of January, 1875.

By same—

An act to exempt auctioneers of commission houses in the city of Louisville from serving on juries.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to amend section 4 of an act, entitled "An act to authorize the mayor and council of the city of Augusta, in Bracken county, to make subscription to the Augusta and Berlin Turnpike Road Company."

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Clarke moved to reconsider the vote by which the Senate had passed the last named bill.

Which motion was simply entered.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill to change and fix the time of holding the Bracken quarterly court.

By same—

A bill for the benefit of H. Hays, late sheriff, and J. C. Hays, sheriff of Hardin county.

By same—

A bill for the benefit of Robert and Mont. Stratton, of Ballard county.

By same—

A bill to incorporate Trinity Episcopal Church, in the city of Owensboro.

By Mr. Hays, from the Committee on Finance—

A bill authorizing the sale of certain books belonging to the State now in the clerk's office of the Bell county court.

By Mr. Skiles, from the Committee on Courts of Justice—

A bill for the benefit of lawyers of this Commonwealth.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was ordered to be recommitted to the Committee on Courts of Justice, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made by Mr. Hays, to reconsider the vote by which they had disagreed to a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act incorporating the bank of J. B. and Charles Goodpaster & Co., of Owingsville, Kentucky."

And the question being taken on reconsidering said vote, it was decided in the affirmative.

On motion of Mr. Hays,

Ordered, That said bill be recommitted to the Committee on Banks and Insurance.

The Senate took up for consideration an engrossed bill, entitled

A bill to amend section 194, Civil Code of Practice.

And the question being taken on the passage of said bill, it was decided in the negative.

So said bill was rejected.

The Senate took up for consideration the amendment proposed by the House of Representatives to a resolution, which originated in the Senate, entitled

Resolution calling on the Auditor for certain information in regard to cost of public printing and binding for certain years.

And the question being taken on concurring in said amendment, and it was decided in the affirmative.

Mr. Hays, from the Committee on Finance, to whom was referred a bill from the House of Representatives, of the following title, viz:

An act for the benefit of C. M. Vaughan, former sheriff of Hickman county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, C. M. Vaughan, late sheriff of Hickman county, has paid into the State Treasury, on the revenue of Hickman county for the year 1878, the sum of two hundred and seventy dollars and sixty-one cents more than was due to the State of Kentucky on said revenue; and having settled with the Auditor of Public Accounts, and paid into the State Treasury all revenues collected by him as such sheriff, and leaving as overpaid by him on said revenues the said sum of two hundred and seventy dollars and sixty one cents; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasurer in favor of the said C. M. Vaughan for the sum of two hundred and seventy dollars and sixty-one cents, and that the Treasurer shall pay the same out of any money in the Treasury not otherwise appropriated.

§ 2. This act shall take effect and be in force from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	W. O. Mize,
Alex. E. Adams,	Henry George,	G. W. Reeves,
J. H. Bruce,	Clint. Griffith,	John W. Rowlett,
M. T. Carpenter,	Geo. T. Halbert,	James Shackleford,
A. R. Clarke,	R. G. Hays,	H. H. Skiles,
Attila Cox,	C. N. Lewis,	Ishmael H. Smith—20.
W. H. Frederick,	R. I. McQuiddy,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which

originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the city of Covington;

An act for the benefit of Henry Smith, of Warren county;

An act to change the time of holding the Morgan quarterly court;

An act changing the time of holding the March term of the Oldham county quarterly court;

An act to amend an act to amend chapter 94, General Statutes, approved April 10th, 1878;

An act to amend an act incorporating the town of Pleasureville, in Henry county;

An act for the benefit of John Lawler, of Henry county;

An act to amend an act, entitled "An act to protect game and small birds, and to punish trespass," so as to prohibit hunting in Campbell county until the first day of November, 1881;

Resolution requesting Auditor of Public Accounts to furnish statement showing number and cost of books furnished clerks of this Commonwealth, &c.;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to incorporate the Blandville and Fort Jefferson Gravel Road Company;

An act to incorporate the Redmon Distilling Company;

Resolution directing trustee of Jefferson county not to make further payment of moneys to the clerk of the Jefferson circuit court until matters now before the Senate are disposed of;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. McQuiddy—

1. A bill to regulate the taking up of property found adrift upon certain rivers in this Commonwealth.

On motion of Mr. Clarke—

2. A bill to change and fix the times of holding the Bracken quarterly court.

On motion of Mr. George—

3. A bill to amend an act, entitled "An act to prevent the intoxication of certain officers of this Commonwealth."

Ordered, That the Committee on General Statutes prepare and bring in the 1st, and the Committee on Courts of Justice the 2d and 3d.

And then the Senate adjourned.

TUESDAY, FEBRUARY 3, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of J. C. Abbott.

An act to amend an act, entitled "An act to incorporate the Kentucky Grangers' Mutual Benefit Society," approved 7th March, 1876.

An act to repeal an act, entitled "An act to authorize persons liable to road tax along the line of the Bradford's Landing and Washington Trace Turnpike Road to work out their tax on said turnpike road," approved February 4th, 1878.

An act to amend an act incorporating the town of Lockport, in Henry county.

An act authorizing and empowering the trustees of Cadiz to sell and convey a portion of Monroe street, in said town.

An act to amend the charter of the Kiddville and Montgomery County Turnpike Road Company.

An act for the benefit of Allen county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same.

An act for the benefit of W. C. Gragson, sheriff of Grayson county.

That they had concurred in the adoption of a resolution, which originated in the Senate, of the following title, viz:

Resolution paying the committee appointed to visit the Jefferson county and other clerks' offices.

That they had passed bills, which originated in the Senate, of the following titles, viz:

A bill to authorize the trustees of Monticello to tax and license the sale of spirituous, malt, and vinous liquors within the town of Monticello.

An act to repeal an act, entitled "An act to create a criminal court in the 16th judicial district," and to transfer the records and causes therein pending to the circuit courts of said district.

An act to amend an act, entitled "An act to incorporate the Highland Cemetery," approved March 6th, 1869, approved January 29th, 1878.

That they had passed bills of the following titles, viz:

1. An act for the benefit of M. E. Jett, Thos. Woods, and H. B. Higgins.

2. An act to repeal an act, entitled "An act to prohibit the sale of spirituous, malt, or vinous liquors in Glasgow, and within one mile of the boundary thereof."

3 An act to incorporate the High Bridge Camp Meeting Association, in Jessamine county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Finance, and the 2d and 3d to the Committee on Religion and Morals.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to incorporate the Redmon Distilling Company.

An act to incorporate the Blandville and Fort Jefferson Gravel Road Company.

Resolution directing trustee of Jefferson county not to make further payment of moneys to the clerk of the Jefferson circuit court until matters now before the Senate are disposed of.

In pursuance to a resolution heretofore adopted by this General Assembly, the Speaker appointed Messrs. McQuiddy and Shackleford, upon the part of the Senate, on the joint special committee to consider all matters relating to the State Board of Pharmacy.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 3, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

John J. Gatewood, Allen county.
Wm. Brafford, Knox county.
N. R. Harper, Jefferson county.
R. T. Tyler, Fulton county.
William P. Thorne, Henry county.
R. B. Fisk, Kenton county.
John F. Fisk, jr., Kenton county.
M. T. Shine, Kenton county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The following petitions were presented, viz:

By Mr. George—

1. The petition of sundry citizens of Fulton county, praying the repeal of an act approved March 29th, 1878, entitled "An act to prohibit granting license to coffee-house, saloon, tavern, or tippling-house to sell spirituous, vinous, or malt liquors, or mixtures of either."

By Mr. McQuiddy—

2. The petition of sundry citizens of Harrodsburg, asking the passage of an act allowing the Quarter-Master General to furnish small arms for the use of the students of the Harrodsburg Academy.

By Mr. Reeves—

3. The petition of sundry citizens of McCracken county, praying the passage of an act prohibiting the sale of spirituous or intoxicating liquors on Sunday.

By Mr. Frederick—

4. The petition of sundry citizens of Jefferson county, praying the passage of an act prohibiting the sale of intoxicating liquors on Sunday.

Which were received, the reading dispensed with, and referred—the 1st and 3d to the Committee on Religion and Morals; the 2d to

the Committee on Military Affairs, and the 4th to the Committee on Courts of Justice.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruce, from the Committee on Railroads—

A bill to amend an act incorporating the Lancaster City Hall Association.

By Mr. Carpenter, from the Committee on General Statutes—

A bill for the benefit of bee-keepers.

By same—

A bill to amend the charter of the town of Gordonsville, in Logan county, Kentucky.

By same—

A bill to amend section 4, article 3, chapter 92, of the General Statutes

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

On motion of Mr. Hays, the last named bill was amended.

Ordered, That said bills, the last as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hays, from the Committee on Finance—

An act for the benefit of George B az, of Graves county.

By Mr. Carpenter, from the Committee on General Statutes—

An act legalizing all acts of the Simpson county court regarding jail.

By same—

An act to relieve the disabilities of Llewellyn Henson.

By Mr. Gathright, from the Committee on Internal Improvement—

An act for the benefit of public roads in Meade and other counties.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Adair moved to reconsider the vote by which the Senate had rejected a bill, entitled

A bill to amend section 194 of the Civil Code of Practice.

Which motion was simply entered.

Mr. Hays, from the Committee on Finance, to whom was referred a resolution from the House of Representatives, entitled

Resolution to raise a joint committee to revise the revenue laws,

Reported the same, with the expression of opinion that said resolution should not be concurred in.

And the question being taken on concurring in the adoption of said resolution, the opinion of the Committee to the contrary notwithstanding, it was decided in the negative.

So said resolution was disagreed to.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred leave to bring in a bill, entitled

A bill to amend section 14, article 1, chapter 5, of the General Statutes,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred leave to bring in a bill, entitled

A bill to amend chapter 85, General Statutes, by adding an additional section,

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Montgomery, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	Attila Cox,	T. J. McElrath,
Alex. E. Adams,	W. H. Frederick,	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	W. O Mize,
Joseph Bertram,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	Jas. Shackleford—16.
A. R. Clarke,		

Those who voted in the negative, were—

James Blackburn,	Clint. Griffith,	G. W. Reeves,
J. H. Bruce,	R. I. McQuiddy,	H. H. Skiles,
Geo. T. Edwards,	Thos. J. Megibben,	Ishmael H. Smith,
John T. Gathright,	A. B. Montgomery,	J. H. Wilkinson—13.
Henry George,		

The Senate took up for consideration the joint resolution heretofore proposed by Mr. Halbert, entitled

Resolution in relation to re-districting the State into judicial districts.

On motion of Mr. Gathright,

Ordered, That said resolution be referred to the joint committee heretofore appointed to take into consideration all matters relating to the re-districting of the State.

The Senate took up for consideration a bill, entitled

A bill to amend the Code of Practice in criminal cases.

On motion of Mr. Montgomery,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Thursday next, the 5th inst.

Mr. Gathright, from the special committee appointed to inquire into the conduct and management of the Louisville Turnpike Company, submitted the following report, viz :

To the Hon. James E. Cantrill, *Speaker of the Senate :*

Under the resolution of the Senate making it the duty of the committee to examine into the conduct and affairs of various clerks' offices of Jefferson and other counties, to examine the charter franchises of the Louisville Turnpike Company and its management, the committee desire to present the following report, viz:

The attention of the committee was called—

1st. To the fact that, since the road was made, some two miles of it had been sold to the city of Louisville ; and to know if the toll has been reduced in proportion to the reduced length of the road. The committee find that toll is reduced in a corresponding proportion to the length of the road.

2d. It was thought the company was overcharging spring wagons as compared with heavy freight or farm wagons. The committee find the company are not charging for any kind of vehicles more than the charter allows, but that a reduction has been made in the tolls of heavy freight and farm wagons more than in those of spring wagons. But the committee have the assurance of the officers of the road that this matter will be corrected at once.

3d. The necessity for a bridge at Fern Creek. This the officers admit, and assure the committee that a bridge will be built as soon as the season will admit.

4th. The grade of the road is thought to be greater than the charter would allow at certain points. This the committee find to be a mistake. While the grade is steeper than new roads perhaps, yet its charter permits a grade of five degrees, and the committee are assured that no grade in the road is that great.

A part of the committee traveled over the road and find it in perfect order, and, with the exceptions before mentioned, no fault is found with the road or its management.

The committee also report that the road has not paid 7 per cent. on its capital since its construction, and at present is only paying 6 per cent.

All of which is respectfully submitted.

JNO. T. GATHRIGHT, *Chairman.*
SAM. E. HILL,
A. J. BEALE,
W. C. OWENS,
R. A. BURNETT.

FRANKFORT, KY., Jan. 23, 1880.

Which was received, and the committee discharged from the further consideration of the subject.

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill to amend section 10, article 17, of chapter 29 of the General Statutes.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Sundry amendments were proposed to said bill.

Pending the consideration of which, on motion of Mr. Montgomery,

Ordered, That the further consideration of said bill and pending amendments be postponed and made the special order of the day for to-morrow, at 12 o'clock, M.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Louisville Banking Company;

An act to amend article 3, chapter 52, of the General Statutes, title "Husband and Wife;"

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Wm. T. Payne;

An act to repeal an act, entitled "An act to establish a criminal court in the 14th judicial district," and to transfer the records and causes therein pending to the circuit courts of said district;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Clarke—

1. A bill to authorize the board of commissioners of the sinking fund of Bracken county to compromise with S. A. Donovan, late sheriff of said county.

On motion of Mr. McElrath—

2. A bill to continue the Geological Survey.

On motion of Mr. Edwards—

3. A bill for the benefit of the commissioners of the sinking fund of the Louisville and Nashville Railroad for Logan and Simpson counties.

On motion of Mr. Hays—

4. A bill amending the city charter authorizing the general council to appoint a sealer of weights and measures for the county of Jefferson, defining his duties, and fixing his compensation.

Ordered, That the Committee on the Sinking Fund prepare and bring in the 1st; a special committee to be appointed by the Speaker the 2d; the Committee on Railroads the 3d, and the Committee on Finance the 4th.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 4, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to protect game and small birds, and to punish trespass," so as to prohibit hunting in Campbell county until the first day of November, 1881.

An act for the benefit of John Lawler, of Henry county.

An act to amend an act incorporating the town of Pleasureville, in Henry county.

An act to amend the charter of the city of Covington.

An act changing the time of holding the March term of the Oldham county quarterly court.

An act to change the time of holding the Morgan quarterly court.

An act for the benefit of Henry Smith, of Warren county.

An act to amend an act to amend chapter 94, General Statutes, approved April 10th, 1878.

Resolution requesting Auditor of Public Accounts to furnish statement showing number and cost of books furnished clerks of this Commonwealth, &c.

That they had concurred in amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of John Scott, of Fleming county.

An act to incorporate the Muhlenburg Coal Company.

An act to prohibit the sale of spirituous, vinous, and malt liquors within two miles of new Gasper Church, in Warren county.

An act in relation to master and special commissioners and receivers of the various courts of this Commonwealth.

An act to incorporate the Cumberland and Green River Railway Company.

That they had refused to concur in an amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend section 2, article 5, chapter 62, of General Statutes.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to repeal an act authorizing a reward for killing wolves, red foxes, grey foxes, and wild cats.

An act to prohibit the sale of spirituous, malt, or vinous liquors in the town of Burksville.

An act for the benefit of Robert and Mont. Stratton, of Ballard county.

That they had concurred in the adoption of a resolution, which originated in the Senate, entitled

Resolution raising a joint committee to consider all matters relating to the State Board of Pharmacy.

That they had refused to concur in the adoption of a resolution, which originated in the Senate, entitled

Resolution in regard to fixing official salaries.

That they had passed bills of the following titles, viz:

1. An act for the benefit of Richard Board.

2. An act for the benefit of R. M. Kinney, late sheriff of Bourbon county.

3. An act declaring it a misdemeanor for any person to use abusive or insulting language in the presence of another, intending thereby to insult such other person or persons with the intention to provoke an assault, and prescribing a penalty therefor.

4. An act to change the name and amend the charter of the Newport Cemetery Company, in Campbell county.

5. An act to incorporate the Grand View Cemetery Company, in Campbell county.

6. An act to incorporate the Beech Grove Sunday School Union, of Campbell county.

7. An act to prevent the sale of intoxicating liquors within three miles of Palestine Church and school-house, in Henry county.

8. An act to regulate the sale of liquors in Millerstown, Kentucky.

9. An act to amend an act to incorporate the town of Millerstown, in Grayson county.

10. An act to prohibit the sale of spirituous, vinous, or malt liquors in the village of Jacksonville, Bourbon county, or within two miles of said village.

11. An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Centerville, Bourbon county, or within two miles of said town.

12. An act for the benefit of E. F. Alexander and others, of Calloway county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 12th to the Committee on Claims; the 2d to the Committee on Finance; the 3d, 4th, 5th, 6th, and 9th to the Committee on the Judiciary, and the 7th, 8th, 10th, and 11th to the Committee on Religion and Morals.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 4, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

Wm. D. Brent, Kenton county.
W. N. Crewdson, Logan county.
Wm. N. Snowden, Clark county.
Junius Caldwell, Jefferson county.
Jack Adams, jr., Rockcastle county.
L. A. Doris, Webster county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was also received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Wm. T. Pryse.

An act to repeal an act, entitled "An act to establish a criminal court in the 14th judicial district," approved March 13, 1876, and to transfer the records and causes therein pending to the circuit courts of said district.

The Speaker laid before the Senate the response of the Secretary of State to a resolution of the Senate directing him to correspond with Hon. Bennett H. Young, and ascertain what had become of a Sine Pendulum, which had been intrusted by the State to his charge for the purpose of exhibiting the same at the Paris Exposition.

Which was received and read, and ordered to be referred, together with the accompanying papers, to the Committee on Library and Public Offices and Buildings.

On motion of Mr. Hays, leave of absence, indefinitely, was granted Mr. Mitchell.

Mr. Bruce moved the following resolution, viz:

Resolved, That no bill that has not been considered at the time any committee commences to report shall be reported until every other committee has had the floor to report.

Mr. Reeves moved to amend said resolution by adding thereto the following: "except by unanimous consent of the Senate."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a resolution from the House of Representatives, entitled

Resolution raising a joint committee to ascertain and report the number of days that the Court of Appeals was in session, &c.,

Reported the same with an amendment.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The question was then taken on concurring in said resolution, as amended, and it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for altering, amending, or changing the present Constitution of this Commonwealth.

Mr. Carpenter moved to amend said bill by striking out the enacting clause thereof.

Pending the consideration of which, Mr. P. P. Johnston moved that the further consideration of said bill and pending amendment be postponed until to-morrow, at 12 o'clock, M.

And the question being taken thereon, it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend section 10, article 17, of chapter 29, of the General Statutes.

Mr. Montgomery moved to postpone the consideration of said bill and make it the special order of the day for 12 o'clock, M., to-morrow.

Mr. Adair, from the Committee on General Statutes, reported a bill, entitled

A bill to regulate the appellate jurisdiction of circuit and quarterly courts in this Commonwealth.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Reeves moved an amendment to said bill.

Which was adopted.

Mr. Wilkinson moved an amendment to said bill.

Which was rejected.

Mr. Halbert moved to postpone the further consideration of said bill and make it the special order of the day for Friday, the 6th inst., at 12 o'clock, M.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Adair, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the owners or keepers of licensed studs, jacks, and bulls of Simpson county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Clarke, from the Committee on General Statutes—

An act to amend article 11, chapter 29, of General Statutes, title "Crimes and Punishments."

By Mr. Adair, from same committee—

An act to amend an act authorizing the city of Henderson to fund her bonded indebtedness, &c.

By same—

An act to amend an act to amend and reduce into one the several acts in reference to the town of Princeton, approved February 28, 1870.

By Mr. Carpenter, from same committee—

An act to amend an act, entitled "An act to incorporate Princeton College," approved February the 20th, 1860.

By Mr. Cox, from the Committee on Banks and Insurance—

An act to amend an act, entitled "An act incorporating the bank of J. B. and Charles Goodpaster & Co., of Owingsville, Kentucky."

By Mr. Clarke, from the Committee on General Statutes—

An act to authorize the county court of Jessamine county to levy an ad valorem tax of twenty-five cents on the one hundred dollars for county purposes.

With an amendment to the last named bill.

Which was adopted.

Ordered, That the first named bill be made the special order of the day for February the 10th, at 11 o'clock, A M., and all the others, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on General Statutes—

A bill to regulate the taking up of property found adrift upon certain rivers in this Commonwealth.

By Mr. Adair, from same committee—

A bill to amend an act, entitled "An act to incorporate the town of Corinth, in Grant county," approved March 11th, 1878.

By Mr. Clarke, from same committee—

A bill to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Falmouth," approved April 5th, 1878.

By Mr. Adair, from same committee—

A bill regulating the advertising of real estate under execution sales for State and county taxes, sales under decrees and judgments, and regulating the compensation therefor.

By Mr. Berry, from same committee—

A bill to amend the charter of the Newport and Licking Turnpike Road Company.

By Mr. Clarke, from same committee—

A bill to amend the 2d section of article 13, chapter 29, General Statutes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was postponed and made the special order of the day for Tuesday next, the 10th inst., at 11½ o'clock, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend section 2, article 4, chapter 18, General Statutes,

Reported the same with an amendment.

Sundry amendments were proposed to said bill.

Pending the consideration of which, Mr. McElrath moved to refer said bill and pending amendments to the Committee on Education.

Which motion was adopted.

Mr. Skiles then moved to reconsider the vote by which said bill and pending amendments had been referred to the Committee on Education.

Which motion was simply entered.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to authorize Larkin and Wm. Howard, of Bell county, to redeem lands sold by the sheriff of Bell county belonging to their father, B. F. Howard, that the State of Kentucky purchased on the 11th day of January, 1875;

An act to allow James Profit, &c., further time to collect the county levy of Monroe county;

An act authorizing the coroner of Nelson county to appoint one or more deputies;

An act legalizing the action of the county court of Edmonson at its December called term, 1879, in ordering the treasurer of said county to borrow money to pay off bonds;

An act for the benefit of C. M. Vaughan, former sheriff of Hickman county;

An act to exempt auctioneers of commission houses in the city of Louisville from serving on juries;

An act to amend an act, entitled "An act to incorporate the bank of J. B. and Chas. Goodpaster & Co., of Owingsville, Kentucky;"

An act to amend an act incorporating the Bank of Adairville, in Logan county;

An act to amend an act, entitled "An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the town of North Middletown, in Bourbon county," approved February 16th, 1874;

An act for the benefit of John Scott, of Fleming county;

An act to regulate the fees of justices of the peace for holding levy courts, &c., in the Commonwealth of Kentucky;

An act for the benefit of John W. Cook, P. A. Cook, and W. H. Cook, of Warren county;

An act to prohibit the sale of spirituous, vinous, and malt liquors within two miles of New Gasper Church, in Warren county;

An act in relation to master and special commissioners and receivers of the various courts of this Commonwealth;

And enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act for the benefit of J. S. Wortham, county attorney of Grayson county;

An act to authorize the trustees of Monticello to tax and license the sale of spirituous, malt, and vinous liquors within the town of Monticello;

An act to repeal an act, entitled "An act to create a criminal court in the 16th judicial district," and to transfer the records and causes therein pending to the circuit courts of said district;

An act to amend an act, entitled "An act to incorporate the Highland Cemetery," approved March 6th, 1869, approved January 29th, 1878;

Resolution calling on the Auditor for certain information in regard to cost of public printing and binding for certain years;

Resolution paying the committee appointed to visit the Jefferson county and other clerks' offices;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Speaker laid before the Senate the following response of the Auditor, viz:

AUDITOR'S OFFICE, FRANKFORT, KY., January 30, 1880.

HON. JAMES E. CANTRILL, *Lieutenant Governor and Speaker of the Senate:*

SIR: In accordance with Senate resolution offered by Mr. Hill, whereby the Auditor is "requested to report to the Senate the nature of the debts owing the Commonwealth from the following sources viz: From Bardstown and Louisville Turnpike Company, $5 000; from Bardstown and Green River Turnpike Company, $5,000; from Barren River Bridge Company, $5,000; Kentucky River Navigation Line, $6 500; Louisville, Cincinnati and Lexington Railroad Company, $26,000; Springfield and Bardstown Turnpike Road, $5,000; Rio Bridge Company, $8,000; whether any of said debts, all of which are borne in the Auditor's ledger, are due, and whether any interest is paid to the State on said debts, or either of them; and if not, why not; and to report whether the corporations owing said several debts are solvent, and by what authority said debts were contracted," I submit the following:

BARDSTOWN AND LOUISVILLE TURNPIKE COMPANY.

By an act approved December 20, 1865, $5,000 was appropriated to assist in rebuilding bridges belonging to this Company, which had been burned during our civil war. Section 3 of this act, which provided for repaying to the Commonwealth, out of tolls collected, the money thus appropriated, was repealed February 13, 1869.

BARDSTOWN AND GREEN RIVER TURNPIKE COMPANY.

An act approved February 15, 1866, appropriates $5,000 to this company "for the purpose of rebuilding the bridge on said road across the Beech Fork," and provides that all tolls over and above expenses "shall be paid into the Treasury of the State until said appropriation is refunded."

BARREN RIVER BRIDGE COMPANY.

By act approved January 20, 1869, $5,000 "is subscribed by the State of Kentucky to the capital stock of said company." Section 8 provides that

all receipts over and above necessary expenses "shall be paid into the Treasury of the State, on the 10th day of January of each year," until they shall amount to $5,000, and from and after that time the State shall be a stockholder to that amount, and receive dividends accordingly.

KENTUCKY RIVER NAVIGATION COMPANY.

Under authority of an act approved February 24, 1869, the Commissioners of the Sinking Fund leased to this Company, for fifty years, "all the dams, locks, &c, belonging to the slack-water improvements of the Kentucky river, at an annual rental of $1,500." Failing to comply with the terms of the contract, suit was instituted in July, 1873 which resulted in the State being placed in full possession of the property in January, 1877—the Navigation Company remaining indebted to the State for rent in the sum of $6,000

LOUISVILLE, CINCINNATI, AND LEXINGTON RAILROAD COMPANY.

The State owned stock in the Louisville and Frankfort Railroad. The dividends due July, 1867, and January and July, 1868, being unpaid, the Commissioners of the Sinking Fund accepted, in lieu thereof, stock in the Louisville, Cincinnati, and Lexington Railroad. The item of $26,000 represents the face value of that stock, which passed into nothingness when the road was sold.

SPRINGFIELD AND BARDSTOWN TURNPIKE COMPANY.

This is an appropriation of $5,000 by an act approved February 17, 1866, for "rebuilding the bridge on said road across the Beech Fork of Salt river," and providing that the money shall be refunded to the State out of the tolls.

RIO BRIDGE COMPANY.

An act approved February 16, 1876, incorporated this Company and subscribed for the State of Kentucky $8,000 to the capital stock. All receipts over and above necessary expenses are to "be paid into the Treasury of the State on or before the 10th day of January of each year," until they shall amount to $5,000; from and after which time the State shall be a stockholder to the amount of $8,000, and receive dividends thereon. Fifty dollars has been paid.

All these items represent nothing from which aught can be realized. They are, I fear, lost ventures, which might as well be charged off of the books.

Yours, respectfully,

FAYETTE HEWITT, *Auditor.*

Which was ordered to be printed, and referred to the Committee on Finance.

The following petition was presented, viz:

By Mr. Clarke—

The petition of sundry citizens of Augusta precinct, in Bracken county, praying the repeal of the law giving the mayor and marshal of Augusta jurisdiction outside of the city limits.

Which was received, the reading dispensed with, and referred to the Committee on Courts of Justice.

Leave was granted to bring in the following bills, viz:

On motion of Mr. George—

1. A bill for the benefit of school district No. 39, Graves county.

On motion of Mr. Smith—

2. A bill to amend and reduce into one the several acts in relation to the town of Tompkinsville, Monroe county.

On motion of Mr. Blackburn—

3. A bill to amend section 18, chapter 28, of the General Statutes.

On motion of same—

4. A bill to authorize and empower the county court of Woodford county to issue bonds to improve and enlarge the court-house of said county.

On motion of Mr. Cox—

5. A bill for the benefit of the Owenton and Monterey Turnpike Company.

On motion of same—

6. A bill for the employment of teams on the public roads of Owen county.

On motion of Mr. Hays—

7. A bill requiring the Superintendent of the Anchorage Institution to provide sinks, cisterns, or pits to receive the sewage slops, &c., accumulating about said Institution at some convenient place on the lands belonging to the State connected with said Institution, so as to prevent the filth, &c., from flowing into the neighboring streams.

On motion of Mr. Blackburn—

8. A bill for the benefit of John T. Ireland, of Woodford county.

On motion of Mr. Montgomery—

9. A bill to provide for the sale of the houses and grounds known and occupied as the Governor's Mansion, in the city of Frankfort, and the property and furniture belonging thereto.

On motion of Mr. Wilkinson—

10. A bill for the benefit of J. H. Swift, late sheriff of Calloway county.

On motion of Mr. White—

11. A bill to amend an act, entitled "An act for the benefit of Estill Seminary," approved January 31, 1871.

Ordered, That the Committee on Claims prepare and bring in the 1st and 8th; the Committee on Propositions and Grievances the 2d and 10th; the Committee on General Statutes the 3d; the Committee on the Judiciary the 4th and 9th; the Committee on Internal Improvement the 5th and 6th; the Committee on Charitable Institutions the 7th, and the Committee on Education the 11th.

And then the Senate adjourned.

THURSDAY, FEBRUARY 5, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the bank of J. B. and Chas. Goodpaster & Co., of Owingsville, Kentucky."

An act to amend the charter of the Louisville Banking Company;

An act to amend article 3, chapter 52, of the General Statutes, title "Husband and Wife;"

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Woodlake and Spring Station Turnpike Company.

An act for the benefit of Dick's River and Lancaster Turnpike Road Company.

That they had passed bills of the following titles, viz:

1. An act empowering and authorizing the county court of Grant county to take charge of that portion of the Covington and Lexington Road in said county.

2. An act to charter the Maysville Water Company, and to ratify and validate the water-work's ordinances of the city of Maysville, and its contract thereunder with the Maysville Water Company.

3. An act to amend the charter of the city of Maysville.

4. An act authorizing the county of Franklin to fund her indebtedness by issuing new bonds, and creating a sinking fund to pay same.

5. An act for the benefit of the Four Mile and Twelve Mile Turnpike Road Company, in Campbell county.

6. An act to release the citizens of the incorporated town of Florence, Boone county, from working the roads in the vicinity of said town.

7. An act to amend the charter of the Winchester and Muddy Creek Turnpike Road Company.

8. An act to amend an act, entitled "An act to amend the charter of the Covington and Lexington Turnpike Road Company."

9. An act to amend the charter of the Cynthiana and Millersburg Turnpike Road Company.

10. An act for the benefit of the Winchester, Iron Works, and Schollsville Branch Turnpike Road Company.

11. An act to incorporate the Plummer's Landing and Muse's Mill Turnpike Road Company.

12. An act for the benefit of the Maxville and Perryville Turnpike Road Company.

13. An act legalizing the sale of the Lawrenceburg and Shryock's Ferry Turnpike Road.

14. An act to amend the charter of the Barren River Bridge Company.

15. An act to re-enact and amend an act, entitled "An act to authorize the people of Henry county to vote a tax for the purpose of aiding companies in the building of turnpike roads in said county," approved March 9th, 1869, and the acts amendatory thereto.

16. An act to incorporate the Cabin Creek and Springdale Turnpike Road Company, in Mason county.

17. An act to amend an act, entitled "An act to incorporate the Danville and Perryville Turnpike Road Company," approved February 23d, 1846.

18. An act to incorporate the Yarnallton Turnpike Road Company, in Fayette county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, and 18th to the Com-

mittee on Internal Improvement; the 2d and 3d to the Committee on Propositions and Grievances, and the 4th to the Committee on General Statutes.

The following petitions were presented, viz:

By Mr. Berry—

1. The petition of sundry citizens of Campbell county, praying the increase of the per capita allowance for school purposes.

By Mr. Carpenter—

2. The petition of sundry citizens of Shelby county, praying the passage of a law preventing the sale of intoxicating liquors on Sunday.

By Mr. Thos. Johnson—

3. The petition of sundry citizens praying the passage of a law preventing the sale of liquors on Sunday.

By Mr. Mize—

4. The petition of sundry citizens, praying the passage of an act incorporating the Quicksand Lumber and Mining Company.

By Mr. Hill—

5. The memorial and petition of sundry citizens in regard to the Green and Barren River Navigation Company.

By Mr. Bertram—

6. The petition of sundry citizens, praying the passage of a law prohibiting the sale of liquors on Sunday.

By Mr. Montgomery—

7. A similar petition to the last named.

By Mr. Adair—

8. Also a similar petition.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Education; the 2d, 3d, 5th, 6th, 7th, and 8th to the Committee on General Statutes, and the 4th to the Committee on Internal Improvement.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to authorize the trustees of Monticello to tax and license the sale of spirituous, malt, and vinous liquors within the town of Monticello.

An act to amend an act, entitled "An act to incorporate the Highland Cemetery," approved March 6th, 1869, approved January 29th, 1878.

An act for the benefit of J. S. Wortham, county attorney of Grayson county.

An act to repeal an act, entitled "An act to create a criminal court in the 16th judicial district," and to transfer the records and causes therein pending to the circuit courts of said district.

Resolution paying the committee appointed to visit the Jefferson county and other clerks' offices.

Resolution calling on the Auditor for certain information in regard to cost of public printing and binding for certain years.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 5, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

John G. Jefferson, Trigg county.
William Mix, Jefferson county.
N. G. Rogers, Jefferson county.
Charles A. Gill, Jefferson county.
Watts Parker, Fayette county.
John Wile, Webster county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Hanging Fork and Green River Turnpike Road Company.

By same—

An act for the benefit of the Spencer Turnpike Road Company, in Montgomery county.

By same—

An act to incorporate the Menifee Gravel Road Company.

By same—

An act to authorize the counties of Muhlenburg and Butler to build a bridge across Muddy river, at or near the mouth of said river.

By same—

An act to amend an act, entitled "An act in relation to the collection of the turnpike road tax in Lewis county."

By same—

An act to incorporate the Dry Run and Oxford Turnpike Road Company.

By Mr. Montgomery, from the Committee on the Judiciary—

An act legalizing and authorizing the Gallatin county court to levy a tax and issue bonds for public improvements.

By same—

An act to incorporate the Beech Grove Sunday School Union, of Campbell county.

By same—

An act to amend an act, entitled "An act to create and regulate the office of county treasurer for McCracken county," approved March 10th, 1871.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

A bill for the benefit of the Owenton and Monterey Turnpike Company.

By same—

A bill for the employment of teams on public roads of Owen county.

By Mr. Montgomery from the Committee on the Judiciary—

A bill to authorize the county court of Woodford county to issue bonds to improve and enlarge the court-house of said county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill to provide for appointing and electing commissioners for the county of Kenton, and defining their duties, and the duties of other county officers whose duties are connected with the duties of said commissioners.

On motion of Mr. Foote,

Ordered, That said bill be recommitted to the Committee on Codes of Practice.

Mr. Edwards moved the following resolution, viz:

Resolved, That the Clerk of the Senate issue a certificate to Geo. T. Halbert, jr., and Fletch. Marcum, for 12 days, for services rendered as Pages to the Senate, and that the Auditor draw his warrant on the Treasury for the same.

Which was read and adopted.

The Speaker announced the appointment of Messrs. McElrath, Rowlett, Frederick, P. P. Johnston, and Adams as the special committee to whom was referred leave to bring in a bill, entitled

A bill for the continuance and completion of the Geological Survey.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

On motion of Mr. Foote,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Tuesday next, the 10th inst., at 12 o'clock, M., and from day to day thereafter until disposed of

Mr. Clarke read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

WHEREAS, It appears that an act of Congress was approved June 8th, 1872, entitled "An act to reimburse the State of Kentucky for moneys expended for the United States in enrolling, subsisting, clothing, supplying, arming, equipping, paying, and transporting militia forces to aid in suppressing the rebellion; and whereas, there was omitted in the enacting portion of said act the terms clothing, supplying, arming, and transporting; said act has been construed to withhold from the State reimbursement for her expenses on these accounts; therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That Congress is requested to pass an act curing said act of June 8th, 1872, to the end that all vouchers suspended on account of clothing, supplying,

arming, and transporting, be allowed and paid, as provided in the title of said act, and also such further legislation as will secure a fair settlement of all just claims of the State against the United States, on account of aiding the United States in the late war.

Mr. P. P. Johnston moved to amend said resolution by striking out the words "in suppressing the rebellion" where they occur therein, and inserting in lieu thereof the words "to aid in carrying on the late civil war."

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	T. J. McElrath,	J. H. Wilkinson,
Henry George,	H. H. Skiles,	A. H. Willingham—8.
P. P. Johnston,	Richard J. White,	

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	Thos. J. Megibben,
Alex. E. Adams,	W. H. Frederick,	W. O. Mize,
Albert S. Berry,	John T. Gathright,	Clifton J. Pratt,
Joseph Bertram,	George T. Halbert,	G. W. Reeves,
J. H. Bruce,	Samuel E. Hill,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
A. R. Clarke,	R. I. McQuiddy,	Ishmael H. Smith—22.
Attila Cox,		

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act authorizing the granting of tavern license in Vanceburg;

An act for the benefit of the Nicholasville and Kentucky River Turnpike Company;

An act for the benefit of George Boaz, of Graves county;

An act legalizing all acts of the Simpson county court regarding jail;

An act to relieve the disabilities of Llewellyn Henson;

An act to incorporate the National Teachers' Mutual Assurance Fund;

An act amending an act, entitled "An act for the incorporation and regulation of life insurance companies," approved March 12th, 1870;

And an enrolled bill and resolution, which originated in the Senate, of the following titles, viz :

An act to repeal an act authorizing a reward for killing wolves, red foxes, grey foxes, and wild cats;

Resolution raising a joint committee to consider all matters relating to the State Board of Pharmacy;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz :

On motion of Mr. George—

1. A bill to alter and amend section 3, article 3, chapter 29, of the General Statutes.

On motion of Mr. Blackburn—

2. A bill to empower the president and directors of the Deposit Bank of Midway to reduce the capital stock of said bank.

On motion of Mr. Hill—

3. A bill to regulate the jurisdiction of the Butler circuit court in common law cases.

On motion of same—

4. A bill to incorporate the town of McHenry.

On motion of Mr. Smith—

5. A bill to amend an act, entitled "A act to prohibit the sale of spirituous liquors, &c., in the city of Glasgow."

On motion of Mr. McQuiddy—

6. A bill to amend sections 22 and 27 of an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State."

On motion of Mr. Hill—

7. A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," approved March 9, 1868.

Ordered, That the Committee on General Statutes prepare and bring in the 1st, 4th, and 7th ; the Committee on Banks and Insurance the 2d ; the Committee on Codes of Practice the 3d ; the Committee on Religion and Morals the 5th, and the Committee on Charitable Institutions the 7th.

Mr. Montgomery, from the Committee on the Judiciary, to whom was recommitted a bill, entitled

A bill to regulate the fees and salaries of certain public officers,

Reported the same with an amendment.

Which was adopted.

Said bill, as amended, reads as follows, viz.

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That no clerk of a circuit court, clerk of a criminal court, clerk of a court of common pleas, clerk of a chancery court, clerk of a county court, judge of a county court, county attorney, commissioner of a court, jailer of a county, or marshal of the Louisville chancery court, shall receive, either directly or indirectly, from the salary, fees, emoluments, or perquisites of his office, a sum greater than at the rate of three thousand dollars per annum. Where any one of the officers above named shall hold two or more of the offices referred to, he shall be entitled only to the sum above named, the same as if he held but one office.

§ 2. That each officer enumerated in the first section of this act shall, on the first Mondays in January and July of each year, make under oath a true statement of all the salaries, fees, emoluments, and perquisites received by him for services as such officer for the previous half year, giving the same in detail; and also a true statement of any and all salaries actually paid to any deputy or deputies or assistant, and any and all other expenses incident to said office. The said statement shall be filed by each of said officers with the clerk of the county court of the county in which such officer acts; and shall pay to the trustee of the jury fund of the county in which such officer acts, any and all balance in his hands in excess of the sum of fifteen hundred dollars, which amount, and no more, such officer may retain as his compensation for the half year embraced in his report.

§ 3. That before any officer enumerated in the first section of this act shall be allowed to employ a deputy or deputies or assistant, he shall present to the judge of the circuit court, if a clerk of a circuit court, or to the judge of a county court, if a clerk of a county court, or to the judge of the court of common pleas or chancery court, if a clerk of such court, or if a commissioner, to the court or judge by whom he was appointed, or to the judge of the county court, if a jailer, if a marshal, to the chancellor of the Louisville chancery court, his affidavit showing the necessity for such deputies or assistants, and the number required, and the salary of each; and thereupon the judge, upon being satisfied of the necessity for such deputies or assistants, shall, by an order indorsed thereon, authorize such officer to employ such deputies or assistants, and shall specify the number and the salary to be paid to each, which affidavit shall be filed by the clerk in his office, and the order of the judge entered upon the order-book of the court; no credit shall be allowed to any officer for any salary paid to any deputy or assistant, unless the appointment has been made as herein provided.

§ 4. That no deputy or assistant provided for by this act shall be allowed a salary greater than at the rate of twelve hundred dollars per annum; but nothing herein contained shall prohibit any officer from appointing and employing as many deputies as he may desire, but no credit shall be allowed such officer for any money paid out to any deputy or assistant, unless the appointment be made in the manner herein provided.

§ 5. That whenever, in the opinion of the officer or court by whom the appointment of any deputy or assistant has been authorized, the services of any deputy or assistant is not necessary to the proper conducting of the business of such office, the officer or court may, by an order, remove such deputy or assistant, and notice of such removal shall at once be sent to the officer to whom such officer is required to report by the provisions of this act.

§ 6. It shall be the duty of the county attorney in each county to see that the officers named in the first section of this act comply with the provisions of this act, and may enforce compliance with the same by rule and attachment as in case of contempt, in the respective courts named in the third section of this act.

§ 7. It shall be the duty of the officers named in this act to keep a correct account of all fees emoluments, perquisites, and salary earned by them, and also an account of any and all moneys paid out by them, and all money received by them, and from what source, which account shall always be subject to inspection by the county attorney.

§ 8. That any officer who shall, directly or indirectly, evade the spirit of this act by connivance with any person or persons or otherwise, or shall make out and return a false statement, or shall fail to keep a correct account of the money received and paid out, shall be deemed guilty of a misdemeanor, and be fined in a sum not less than five hundred and not more than one thousand dollars, and, upon conviction, shall forfeit his office.

§ 9. That at the same time with the filing of the report as hereinbefore provided, each clerk, commissioner, or marshal named in this act, shall make out and file a list of all unpaid fee-bills which have been created more than one year prior thereto; and upon such clerk, commissioner, or marshal showing that he has received the amount allowed him by this act, including all expenses and salaries, shall turn over to the county attorney all fee-bills in his hands which have been created more than one year previous thereto, and which remain unpaid. The said county attorney shall proceed to collect said fee-bills, and, after deducting ten per cent. of the amount collected, shall pay the remainder into the State Treasury each six months. And for a failure to pay over and account for the money thus collected, the said county attorney shall be fined not less than five hundred and not more than one thousand dollars, or imprisoned not less than one nor more than five years, or both so fined and imprisoned, at the discretion of the jury.

§ 10. That upon the expiration of the term of office of any of the officers named in this act, he shall, as hereinbefore provided, make a settlement and statement of his accounts; and if, upon such settlement, it appears that such officer has received the amount due him as hereinbefore provided, such officer shall deliver to the county attorney all uncollected fee-bills in his hands. If, upon such settlement, it appears that such officer has not received the amount due him as hereinbefore provided, such officer shall continue to collect the uncollected fee bills in his hands, accounting therefor as hereinbefore provided, until he shall have collected sufficient to pay the amount due him.

§ 11. Nothing in this act shall be construed as allowing money to be drawn from the State Treasury other than as now allowed by law; and any money which may be drawn from the State Treasury by any of the officers named in this act, on account of any salary or fees allowed him, shall be taken into the account and accounted for by such officer.

§ 12. All acts or parts of acts in conflict with this act are hereby repealed.

§ 13. This act shall apply only to officers of counties having a voting population exceeding five thousand, the number of voters to be ascertained by the tithes reported under the assessment for 1880.

§ 14. This act shall take effect and be in force on and after the first Monday of September, 1880, except as to the clerk of a county court and jailer, and as to said officers it shall take effect and be in force on and after the expiration of the terms of office of the present incumbents.

Mr. Adair moved to amend said bill by striking out the word "jailer," where it occurs therein.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs Adair and Reeves, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	Geo. T. Edwards,	R. G. Hays,
Alex. E. Adams,	Clinton Griffith,	Thomas Johnson,
M. T. Carpenter,	Geo. T. Halbert,	W. O. Mize—9.

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	James Shackleford,
J. H. Bruce,	Thos. J. Megibben,	H. H. Skiles,
Charles D. Foote,	A. B. Montgomery,	Ishmael H. Smith,
W. H. Frederick,	Clifton J. Pratt,	Richard J. White,
John T. Gathright,	G. W. Reeves,	J. H. Wilkinson,
Henry George,	John W. Rowlett,	A. H. Willingham—19.
Samuel E. Hill,		

Mr. Adair then moved to amend said bill by striking out the word "county attorney," where it occurs therein.

And the question being taken thereon, it was decided in the negative.

Mr. Hays moved to amend said bill by adding the following as an additional section thereto, viz :

The county attorney shall execute bond, with good and sufficient security, for the faithful collection and paying over of all moneys he may collect under the provisions of this act, to be approved by the judge of the county court.

And the question being taken thereon, it was decided in the affirmative.

Mr. Megibben moved to amend the second section of said bill by adding thereto the following :

The price of thirty cents per day shall be allowed as a credit for keeping each prisoner; the amount in excess of this now allowed by law shall be charged as a part of the jailer's fees.

Mr. White moved to amend said proposed amendment by striking out the word "thirty" when it occurs therein, and inserting in lieu thereof the word "forty."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. White and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Clinton Griffith,	T. J. McElrath,	Richard J. White—3.

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	W. O. Mize,
Alex. E. Adams,	John T. Gathright,	A. B. Montgomery,
Albert S. Berry,	Henry George,	Clifton J. Pratt,
Joseph Bertram,	George T. Halbert,	G. W. Reeves,
James Blackburn,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
A. R. Clarke,	P. P. Johnston,	Ishmael H. Smith,
Attila Cox,	R. I. McQuiddy,	J. H. Wilkinson,
Geo. T. Edwards,	Thos. J. Megibben,	A. H. Willingham—28.
Charles D. Foote,		

The question was then taken upon the amendment proposed by Mr. Megibben, and it was decided in the affirmative.

Mr. Reeves moved to amend said bill by adding to the second section thereof the following, viz:

Provided, The jailer shall receive the amount allowed by this act over and above the expenses incurred by him in providing and caring for the prisoners committed to his charge.

And the question being taken thereon, it was decided in the negative.

Mr. Halbert moved to amend said bill by striking out the 13th section thereof.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Rowlett and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	R. G. Hays,
Charles D. Foote,	Clint. Griffith,	Thos. J. Megibben,
John T. Gathright,	George T. Halbert,	A. H. Willingham—9.

Those who voted in the negative, were—

Alex. E. Adams,	W. H. Frederick,	Clifton J. Pratt,
Albert S. Berry,	Sam. E. Hill,	G. W. Reeves,
James Blackburn,	Thomas Johnson,	John W Rowlett,
J. H. Bruce,	P. P. Johnston,	Jas. Shackleford,
M. T. Carpenter,	T. J McElrath,	Ishmael H. Smith,
A R. Clarke,	W. O. Mize,	Richard J. White,
Attila Cox,	A. B. Montgomery,	J. H. Wilkinson—22.
Geo. T. Edwards,		

Mr. Adair moved to lay said bill upon the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Joseph Bertram,	R. G. Hays,
Alex. E. Adams,	Clinton Griffith,	Clifton J. Pratt—7.
Albert S. Berry,		

Those who voted in the negative, were—

James Blackburn,	Henry George,	Alex. B. Montgomery,
J. H. Bruce,	George T. Halbert,	John Walter Rowlett,
M. T. Carpenter,	Sam. E. Hill,	Jas. Shackleford,
A. R. Clarke,	Thomas Johnson,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	Ishmael H. Smith,
Geo. T. Edwards,	T. J. McElrath,	Richard J. White,
Charles D Foote,	R. I. McQuiddy,	J. H. Wilkinson,
W. H. Frederick,	Thos. J. Megibben,	A. H. Willingham—26.
John T. Gathright,	W. O Mize,	

Mr. McElrath moved to amend said bill by striking out the words "five thousand," where they occur in the 13th section of said bill, and inserting in lieu thereof the words "three thousand."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	T. J. McElrath,
Alex. E. Adams,	Henry George,	Thos. J. Megibben,
Albert S. Berry,	Clinton Griffith,	Clifton J. Pratt,
Joseph Bertram,	R. G. Hays,	Richard J. White,
Charles D. Foote,	P. P. Johnston,	A. H. Willingham—15.

Those who voted in the negative, were—

James Blackburn,	W. H. Frederick,	G. W. Reeves,
J. H. Bruce,	George T. Halbert,	John W. Rowlett,
M. T. Carpenter,	Samuel E. Hill,	James Shackleford,
A. R. Clarke,	Thomas Johnson,	H. H. Skiles,
Attila Cox,	W. O. Mize,	Ishmael H. Smith,
Geo. T. Edwards,	A. B. Montgomery,	J. H. Wilkinson—18.

Mr. Montgomery moved to amend said bill by adding the words "and Madison county" at the end of the 13th section.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. White and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Alex. E. Adams,	Albert S. Berry—3.

Those who voted in the negative, were—

James Blackburn,	Clint. Griffith,	A. B. Montgomery,
J. H. Bruce,	George T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	R. G. Hays,	G. W. Reeves,
A. R. Clarke,	Sam. E. Hill,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	Jas. Shackleford,
Geo. T. Edwards,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	T. J. McElrath,	Ishmael H. Smith,
W. H. Frederick,	R. I. McQuiddy,	Richard J. White,
John T. Gathright,	Thos. J. Megibben,	J. H. Wilkinson,
Henry George,	W. O Mize,	A. H. Willingham—30.

Mr. White moved to amend said bill by striking out the words "five thousand" from the 13th section thereof, and inserting in lieu thereof the words "four thousand."

And the question being taken thereon, it was decided in the negative.

Mr. Griffith moved to amend said bill by adding to the 13th section thereof the following proviso, viz:

Provided, That the provisions of this bill shall not apply to the county of Daviess.

And the question being taken thereon, it was decided in the negative.

Mr. Skiles moved to amend said bill by striking out of the 13th section of said bill the words "five thousand" where they occur therein, and inserting in lieu thereof the words "three thousand five hundred."

And the question being taken thereon, it was decided in the negative.

Mr. Adair moved to amend said bill by striking out the words "five thousand" where they occur in the 13th section, and inserting in lieu thereof the words "ten thousand."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Griffith and George, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Thomas Johnson,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	Jas. Shackleford,
M. T. Carpenter,	T. J. McElrath,	H. H. Skiles,
Geo. T. Edwards,	Thos. J. Megibben,	Ishmael H. Smith,
W. H. Frederick,	W. O. Mize,	Richard J. White,
John T. Gathright,	Alex. B. Montgomery,	J. H. Wilkinson,
George T. Halbert,	G. W. Reeves,	A. H. Willingham—22.
Samuel E. Hill,		

Those who voted in the negative, were—

Cromwell Adair,	A. R. Clarke,	R. G. Hays,
Alex. E. Adams,	Attila Cox,	R. I. McQuiddy,
Albert S. Berry,	Chas. D. Foote,	Clifton J. Pratt—11.
Joseph Bertram,	Clint. Griffith,	

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for altering, amending, or changing the present Constitution of this Commonwealth,

Together with a substitute proposed by Mr. White therefor.

Said substitute reads as follows, viz:

Whereas, There can be no doubt that an overwhelming majority of the people of Kentucky are now in favor of altering, amending, or changing the present Constitution of their State, and of adopting one more in conformity with the present actual state of society, and providing therein for such amendments, from time to time, as the progressive spirit of the people may, from time to time, dictate; and whereas, the present Constitution of this State, in article 13, section 4, provides that "all power is inherent in the people, and all free governments are founded on their authority" and instituted for their peace, safety, happiness, security, and the protection of property; for these ends they have at all times an inalienable and indefeasible right to alter, reform, or abolish their government in such manner as they may think proper, limited only by the Federal Constitution, which is the supreme law of the land, and which guarantees to each State a republican form of government; and whereas it is manifest that the present Constitution of Kentucky, if it be held that it can be only altered, amended, or changed by the mode pointed out by article 12 thereof, is in conflict with the said provision of the Federal Constitution, is impracticable, and impo-ing upon the people of this State a form of government perpetual and unchangeable in its nature, and therefore anti-republican, thereby defeating the will of the people whenever they may peaceably desire a change; and whereas, since the adoption of the present Constitution of the State of Kentucky, by sundry amendments which have been adopted to the Federal Constitution and which are as aforesaid the supreme law of the land, and in conflict with our State Constitution, many provisions thereof have been abrogated and abolished, and are of no effect whatever. The public necessity demands that our

Constitution should be so amended and approved, as speedily as possible, as to conform to the provisions of the supreme law of the land and to provide for such things as may be necessary to the present wants of our Commonwealth; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be the duty of the sheriff and other returning officers, at the August election, 1881, to open a poll for calling a convention and against calling a convention; and it shall be the duty of the clerks or judges conducting the said election to propound distinctly to each voter the following interrogatory: "Do you vote for calling a convention or not?" And if he answers in the affirmative, his name shall be recorded as having voted for calling a convention; and if he answers in the negative, his name shall be recorded as having voted against calling a convention.

§ 2. It shall be the duty of the board authorized to compare the vote for county officers at the same time to compare and ascertain the vote cast for and against calling a convention, and certify said vote to the Secretary of State at Frankfort. The board shall compare the polls, ascertain the correctness of the summing up of the votes, and shall make out triplicate or more written certificates of the votes cast for and against calling a convention over their own signatures, one copy of the certificate to be retained in the clerk's office, another forwarded by the county clerk to the Secretary of State at the Seat of Government, within ten days after the same has been signed.

§ 3. The Governor, Attorney General, and Secretary of State, and, in the absence of either, the Auditor, or any two of them, shall be a board for examining the returns of votes for and against calling a convention. It shall be the duty of said board, when the returns are all in, or on the fourth Monday after the election, whether they are in or not, to make out, in the Secretary's office, from the returns made, duplicate certificates, in writing, over their signatures, of the number of votes cast for calling a convention and against calling a convention, one certificate to be retained in the office, and the other delivered to the Governor.

§ 4. It shall be the duty of the Secretary of State, immediately after the comparison of the returns, to cause a statement of the vote in every county to be published in the newspaper published by the Public Printer.

§ 5. If, upon the comparison of the returns, it shall appear that a majority of the votes cast upon the proposition to call a convention were given in favor of calling a convention, then the Governor of the State shall issue his proclamation, stating the result of the vote; and on the first Monday in October, 1881, it shall be the duty of the sheriff and other returning officers to open a poll at their several places of voting for delegates to said convention, and all citizens entitled to vote for Representatives shall have the right to vote for delegates to said convention; and said convention shall consist of as many members as now compose the House of Representatives, and no more; and they shall be apportioned among the several counties in the same manner and proportion that Representatives are directed to be apportioned among the several counties by an act to be passed by the present General Assembly to apportion Representatives among the several counties, as required by section 6 of article 2 of the Constitution.

§ 6. That the sheriffs shall, within ten days after the election of delegates to said convention, severally deliver to each individual who shall have been elected a delegate a certificate of his election as a delegate; and shall, within twenty days after said election, transmit a copy thereof to the Secretary of State: *Provided*, That in case of the resignation or death of any member who may be elected a delegate to said convention, that in

such case the Governor shall, upon information, issue a writ to the sheriff of the county where such vacancy may occur, authorizing him to hold an election, at the earliest time practicable, to elect other delegates to fill any vacancy thus occurring.

§ 7. That the president, printer and other proper officers of said convention, and each delegate thereof, shall receive as a compensation for their services the same allowance and mileage, to be paid by the Treasurer upon the warrant of the Auditor, as is now allowed by law to the Speaker, officers, members, and Public Printer of the Legislature of the State.

§ 8. That the sheriffs and other officers of the election shall be liable to all such fines and penalties for failing to discharge the several duties imposed by this act, as are now imposed upon them by law for a failure to perform their duty in conducting other general elections; and all persons who shall be found guilty of casting illegal votes for delegates shall be liable to all the pains and penalties now inflicted by law for illegal voting; and all persons who shall be found guilty of casting illegal votes for or against the proposition for calling a convention, shall be liable to all the pains and penalties now inflicted by law for illegal voting.

§ 9. That when two or more counties vote together, the sheriffs shall meet at the court-house of the county to compare the polls, at the same place and time when and where they meet to compare the polls for Representatives; and the certificate to the delegate from such counties shall be given by the sheriffs of these counties, and the sheriffs of the several counties in this State shall be governed by the same laws now in force regulating the comparison of the polls for Representatives.

§ 10. That the convention shall be held in the city of Frankfort, in the Capitol of the State, commencing on the first Monday in December, 1882, and to continue from day to day till the business thereof shall be completed, with power to adjourn and reassemble at such times as it may deem proper; and said convention, when assembled, shall have full power and authority to amend or change the present Constitution; but the Constitution framed by said convention shall not go into effect till the same has been ratified by a vote of the qualified voters of the State at the August election, 1883.

§ 11. That said convention, when so assembled, shall have authority to cause to be printed, at the cost of the State, all such of their proceedings, debates, &c., as deemed proper.

Mr. Carpenter moved to amend said proposed substitute by striking out the preamble thereof.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and White, were as follows, viz:

Those who voted in the affirmative, were--

Cromwell Adair,	A. R. Clarke,	Thomas J. Megibben,
Joseph Bertram,	George T. Edwards,	W. O. Mize,
James Blackburn,	Charles D. Foote,	A. B. Montgomery,
J. H. Bruce,	Henry George,	A. H. Willingham--14.
M. T. Carpenter,	Clint. Griffith,	

Those who voted in the negative, were—

Alex. E. Adams,	Samuel E. Hill,	G. W. Reeves,
Albert S. Berry,	Thomas Johnson,	Jas. Shackleford,

W. H. Frederick, P. P. Johnston, H. H. Skiles,
John T. Gathright, T. J. McElrath, Ishmael H. Smith,
George T. Halbert, R I. McQuiddy, Richard J. White,
R. G. Hays, Clifton J. Pratt, J. H. Wilkinson—18.

Mr. Skiles moved to amend said proposed substitute as follows, viz:

Amend by striking out section five and inserting in lieu thereof the following:

§ 5. That the officers named in section 1 shall, at the same time they open the polls for calling the convention, also open polls at the various voting places in this Commonwealth for the election of delegates to said convention, and all persons entitled to vote for Representatives in the General Assembly shall have the right to vote for delegates to said convention, and the said convention shall consist of one hundred members, and no more; and they shall be apportioned among the several counties in the same manner and proportion the Representatives in the General Assembly are now apportioned by law, and shall have the same qualifications.

Amend by striking out section ten and inserting in lieu thereof the following:

§ 10. If, upon a comparison of the returns of the votes for and against the convention, it shall appear that a majority of the votes cast were in favor of said proposition, then the Governor of the Commonwealth shall issue his proclamation stating the result of the vote, and shall, by said proclamation, summon each and all the members elected to the convention to meet in the Capitol building in the city of Frankfort on the first Monday in May, 1882, and to continue in session at that place from day to day till the business of the convention shall be completed, with power to adjourn and reassemble at such times as it may deem proper; and said convention, when assembled and organized, shall have full power and authority to amend and change the present Constitution of the Commonwealth; but the Constitution framed by said convention shall not go into effect till the same has been ratified by a vote of the qualified voters at the August election 1883.

And the question being taken thereon, it was decided in the negative.

Sundry amendments were proposed to said proposed substitute.

Pending the consideration of which, Mr. Hays moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

FRIDAY, FEBRUARY 6, 1880

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to repeal section 2 of an act, entitled "An act making further appropriations for rebuilding the Capitol, and withdrawing the room appropriated by the commissioners under said act for the use of the circuit and district courts of the United States."

An act to provide for transfer of causes to and from the Kenton circuit and chancery courts.

An act to amend an act, approved December 7th, 1850, entitled "An act to incorporate the Kentucky Agricultural and Mechanical Association at Lexington."

An act to locate the Agricultural and Mechanical College.

An act to amend an act, entitled "An act to maintain a graded school in Hartford."

An act to charter Union College of Barbourville.

An act to repeal an act approved January 17th, 1880, entitled "An act to amend an act, entitled 'An act to amend an act approved February 18th, 1860, to empower the county of Bath to make subscriptions to the capital stock of turnpike roads in said county,' approved February 5th, 1868," approved March, 1876.

An act to confer the sole and exclusive power and authority upon the Board of Councilmen of the city of Newport to determine, fix, and regulate salaries of certain officers.

An act to amend section 2, article 22, chapter 28, of the General Statutes, title "Courts."

With an amendment to the last named bill.

That they had adopted a resolution and passed bills of the following titles, viz:

1. Resolution inviting Professor Shaler to deliver an address on the mineral and timber resources of the State.

2. An act for the benefit of the public schools for the colored people of the town of Winchester, &c., &c.

3. An act for the benefit of J. D. Shearer, common school commissioner of Wayne county.

4. An act equalizing taxation on property in the counties of Carter and Elliott.

5. An act for the benefit of P. W. Miller, of Simpson county.

6. An act for the benefit of Hutchinson Academy.

7. An act for the benefit of common school district No. 11, Jefferson county.

8. An act for the benefit of school district No. 36, Pulaski county.

9. An act for the benefit of school district No. 33, Garrard county.

10. An act to prohibit the sale or giving away of intoxicating liquors at, or within two miles of, Auburn High School, at Auburn, Logan county.

11. An act prescribing qualifications of common school commissioners, and regulating the course of study in the common schools in Simpson county.

12. An act for the benefit of John Campbell, of Breathitt county.

13. An act to amend an act, entitled "An act to incorporate the Kentucky Normal School at Carlisle," approved February 16, 1874.

14. An act to authorize the board of education of the town of Hawesville and school district No. 1, Hancock county, to fund its debt for school buildings.

15. An act to amend sections 1, 2, 4, and 5 of chapter 49, General Statutes, title "Guards," &c.

16. An act to incorporate the Deposit Bank of Smith's Grove.

17. An act to amend an act, entitled "An act to incorporate the Deposit Bank of Paris, Bourbon county," approved March 7th, 1851.

18. An act to empower the Deposit Bank of Midway, Kentucky, to reduce its capital stock.

19. An act to amend the charter of the German Security Bank.

20. An act to further amend the charter of the Louisville Insurance and Banking Company.

21. An act in relation to the purchase of ground in the city of Maysville, Kentucky, for the erection thereon and use of public buildings by the Government of the United States.

22. An act for the benefit of the clerks of the circuit, criminal, common pleas, county, and quarterly courts of this Commonwealth.

23. An act for the benefit of J. C. Cole, clerk of the Lee circuit court.

24. An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Mt. Sterling."

25. An act to amend an act, entitled "An act to amend section 10, article 3, chapter 27, General Statutes."

26. An act for the benefit of S. M. Spradling, clerk of the Wolfe county court.

27. An act to change the time of holding the court of common pleas of Edmonson county.

28. An act to authorize the county courts to fix the time of holding the quarterly courts of this Commonwealth.

29. An act allowing the constable of the Bowling Green magisterial district of Warren county to appoint one deputy.

30. An act to authorize the judge of the Henderson county court to settle the accounts of W. B. Washington, trustee of F. B. Cromwell.

31. An act to authorize the levy court of Livingston county to levy an additional ad valorem tax.

32. An act in relation to the public roads of Marion county.

33. An act to authorize the constable in the first magisterial district in the county of Franklin to appoint a deputy.

34. An act to regulate official advertisements in Henry county.

35. An act to amend an act, entitled "An act to incorporate the Church of the Messiah of Louisville."

36. An act to incorporate the Henderson Female Seminary, in Henderson county.

37. An act appropriating $40, or so much thereof as may be necessary, for the purpose of printing the proceedings of the Colored Teachers' State Educational Association held at Louisville, Kentucky, August 28th, 1879.

38. An act to amend chapter 503 of the acts of 1878, entitled "An act to regulate the jurisdiction of quarterly courts and courts of justices of the peace."

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 2d, 3d, 5th, 6th, 7th, 8th, 9th, 11th, 12th, 13th, 14th, 36th, and 37th to the Committee on Education; the 4th and 21st to the Committee on Propositions and Grievances; the 10th to the Committee on Religion and Morals; the 15th and 25th to the Committee on General Statutes; the 16th, 17th, 18th, 19th, and 20th to the Committee on Banks and Insurance; the 22d, 23d, 24th, 26th, 27th, 28th, 29th, 30th, 31st, 33d, 34th,

and 38th to the Committee on Courts of Justice; the 32d to the Committee on Internal Improvement; the 35th to the Committee on the Judiciary, and the 1st, the resolution, was taken up, twice read, and concurred in.

The following petitions were presented, viz:

By Mr. Smith—

1. The petition of the council of the city of Glasgow, praying the repeal of an act prohibiting the sale of spirituous, malt, or vinous liquors in Glasgow, and within one mile from the outside boundary thereof, so far as the same relates to the city of Glasgow.

By Mr. Frederick—

2. The petition of sundry citizens of Jefferson county, praying the repeal of so much of the law as allows the county court of that county to fix the fees of the sealer of weights and measures of said county.

By Mr. Hill—

3. The petition of sundry citizens of Grayson county, asking the passage of an act regulating freights on the Paducah and Elizabethtown Railroad.

By same—

4. The petition of sundry citizens of Green River country, asking the State to take such action as will give it control of the navigation of Green and Barren rivers.

By Mr. Gathright—

5. The protest of sundry citizens of the county of Jefferson, protesting against the reduction of salaries of Circuit Judges and Judges of the Court of Appeals.

By Mr. McQuiddy—

6. The petition of sundry physicians and druggists, praying the passage of an act to regulate the sale of medicines and poisons.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Religion and Morals; the 2d and 4th to the Committee on General Statutes; the 3d to the Committee on Railroads; the 5th to the Committee on the Judiciary, and the 6th to the Joint Special Committee on Pharmacy.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act regulating the city court of Louisville and the remuneration of its officers,

Reported the same with an amendment.

Said bill reads as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky. That that part of "An act establishing a new charter for the city of Louisville," approved March 3d, 1870, which is embraced under the title "Judicial," be amended so as to read as follows:

§ 1. The city court of Louisville shall be a court of record, composed of a single judge, and shall have a clerk, prosecuting attorney, and marshal. The judge shall have the qualifications of a county judge; the clerk, the qualifications of a county clerk; the attorney, the qualifications of a Commonwealth's attorney; and the marshal, the qualifications of a sheriff. The judge, clerk, marshal, and prosecuting attorney shall be elected by the qualified voters of the city at the time and places prescribed by law for holding State elections, and the judge, clerk, and marshal shall be elected for the periods prescribed by the 41st section of article 4 of the Constitution of the State. The prosecuting attorney shall be elected for a term of four years.

§ 2. Said court shall have original and exclusive jurisdiction of all unindictable misdemeanors committed within said city, and such other special jurisdiction as hereinafter stated, and all necessary power to carry into effect the jurisdiction given.

§ 3. It shall also have the power to cause the arrest of all persons charged with felony; to hear evidence of their innocence or guilt, and to commit or discharge or admit to bail any such person, if the offense be bailable, and also to take recognizances with security for the appearance of such persons before the proper tribunal. The powers of the judge and the effect of his acts, in these matters, shall be the same as in the case of a county judge in other counties. Said city court shall have power to hear all complaints for breaches of the peace, and to require security for the good behavior of any one charged with and guilty of such offense, and may commit the offender to the work-house until good security be procured. Said court shall hear and determine all complaints for breaches of city ordinances, for violations of the penal laws of the Commonwealth, and shall impose such fines and penalties as may be prescribed by said ordinances or the penal laws of the State, but the judge cannot impose any fine exceeding twenty dollars in amount; for the imposition of any fine exceeding twenty dollars, he shall cause a jury to be summoned and sworn to try the case, and the case shall be tried in the manner prescribed for the trial of criminal cases in circuit courts, unless the right to have a jury be waived by the party to be tried. The powers and jurisdiction of said city court, and the duties and powers of the officers thereof, shall be and remain as now established by law; and it shall be the duty of the judge and prosecuting attorney of said court to examine into all cases of felony committed within the limits of the city of Louisville, and, for that purpose, said court is invested with exclusive jurisdiction as an examining court in all such cases arising in said city. In case the party or parties accused shall be held for further trial, the substance of the testimony of all the witnesses for the Commonwealth shall be reduced to writing by the judge or such official reporter as he may designate and pay; and the evidence so taken down shall be by said judge transmitted to the prosecuting attorney of the Jefferson circuit court. Said city court, as a court of inquiry, shall always be open for business, Sundays excepted. It may prescribe rules for the speedy and convenient dispatch and regulation of its business; but such rules shall not be in conflict with the laws of the State.

§ 4. The judge of said court shall, in said city, be a general conservator of the peace, just as circuit judges are in the State. He shall take an oath similar to that required of a county judge. In lieu of all fees and emoluments for services rendered the city of Louisville, he shall receive, from said city, such a salary per annum as its general council may allow him, but said salary shall not exceed fifteen hundred dollars per annum. Said salary shall be payable out of the city treasury in monthly installments. In lieu of all fees and emoluments for services rendered this Commonwealth, he shall be allowed a salary of fifteen hundred dollars per annum. Said salary from the State shall be paid at the same time and in the same manner as the salary of circuit judges. Said judge shall devote his whole attention to the duties of said court, and he shall not receive any fees or perquisites of any description whatever.

§ 5. When from any cause the judge of said court fails to attend and hold court, the attorneys present shall elect, from their fellow-members in court, a judge *pro tem.* for said court, in the same manner in which judges *pro tem.* of circuit courts may be elected. The judge *pro tem.* shall have the same rights, powers, and duties as the regular judge has, and for his services said judge *pro tem.* shall receive four dollars per day from the State, and four dollars per day from the city of Louisville. The clerk of said court shall certify to the Auditor of the State the name of the judge *pro tem.*, and the time of his service, and said Auditor shall thereupon draw a warrant upon the State Treasurer for the amount of money due said judge for the time he served on the bench at the rate of four dollars per day, and said Treasurer shall pay said warrant. The clerk of said court shall also certify to the auditor of the city of Louisville the name of the judge *pro tem.*, and the time of his service, and said city auditor shall thereupon draw a warrant upon the city treasurer of the city of Louisville for the amount of money due said judge for the time he served on the bench, at the rate of four dollars per day, and said city treasurer shall pay said warrant. The amount so paid by the city of Louisville and the State to the judge *pro tem.* shall be deducted from the salaries due the regular judge by said city and the State respectively, unless the absence of the regular judge is in consequence of his sickness, or unless he has been compelled to vacate the bench because of his interest in the matter on trial, or because of his relationship to the accused or to the prosecutor. No one shall sit as judge if he is interested in any matter on trial, or is connected with the accused or prosecutor by relationship or marriage. No one shall sit as judge in this court in any case in which there has been filed by the accused an affidavit to the effect that he cannot have a fair trial, provided that such affidavit be supported by the affidavits of at least two credible housekeepers of the city of Louisville. The judge of this court shall never hold his court out of the room provided by the general council as a city court room, unless said room cannot be used.

§ 6. The clerk of this court shall take the oath, and give the bond required of a clerk of the county court. Said bond and the requisite surety thereon must be approved by the judge of the city court. The clerk of said city court may administer oaths as clerks of county courts may, and he shall be subject to the same fines and penalties to which they are subject; and for neglect or violations of duty, he may be prosecuted and punished in the same manner in which they may be prosecuted and punished. In lieu of all fees and emoluments for his services, he shall hereafter be allowed a salary by the general council of the city of Louisville: *Provided, however*, That he shall not, in any year, draw from the city treasury, on account of his own and his deputy's salary, a sum of money

exceeding the amount of fees earned by him and paid into the treasury by or for him, as provided for in the 16th section of this act. If, at the end of any year, it appear that said clerk has, in fact, received from the treasury, on account of his own and his deputy's salary, a sum of money exceeding the fees earned and paid into the treasury by or for him, then he shall refund to the city treasurer the amount of money received by him in excess of his said fees; and if he fail to refund said difference, then he and his sureties or surety shall be liable on his bond for said sum, and the city may sue for the same in any court of competent jurisdiction. Said salary to be allowed said clerk shall be payable out of the city treasury, in monthly installments, and shall not exceed the sum of eighteen hundred dollars per annum. Said clerk, if he desire it, shall be allowed for one deputy such a salary, not exceeding one thousand dollars per annum, as the general council may allow him, and said salary shall be payable monthly out of the city treasury. The clerk shall draw from the treasury the salary allowed for and to be paid to his deputy, and the amount of money thus allowed for and paid to said deputy, shall be charged against the clerk in determining, at the end of each year, whether or not he has drawn from the treasury more money for himself and deputy than he has paid into the treasury from the fees earned and collected by him, and paid by or for him into the city treasury. In case of a vacancy of said clerk's office, the judge thereof shall fill it, if the unexpired term be less than one year; if it be more, he shall appoint some one to fill the office till the next general election after the vacancy, at which election a new clerk shall be regularly elected as in the first instance. If said clerk and his deputy fail for one week to write in the order book of the court, the orders and proceedings of the court on any day, said clerk shall, on due conviction and for the first offense, be fined twenty dollars; and for the second offense, the court shall try said clerk for the offense named, and if he be found guilty, the court shall declare his office vacant, and it shall be filled in the manner provided for above.

§ 7. The clerk or his deputy may, upon the filing of an affidavit charging a party with an offense, issue process against the accused party, and said process may be returnable forthwith. The clerk or his deputy shall have authority to issue all appropriate mesne and final process in cases cognizable by said court or which have been adjudicated.

§ 8. The prosecuting attorney shall take the oath, and come under the obligations prescribed by the Constitution and laws for a Commonwealth's attorney, and his duties to the city in said court shall be similar to those of a Commonwealth's attorney to the circuit court in his circuit; and in all matters before said court he shall represent the Commonwealth or city, as the case may be. In lieu of all fees and emoluments for his services, he shall hereafter be allowed a salary by the general council of the city of Louisville: *Provided, however*, That he shall not, in any year, draw from the city treasury, on account of his said salary, a sum of money exceeding the amount of fees and commissions earned by him, and collected by or for him, and paid into the city treasury as provided for in the 16th section of this act. If, at the end of any year, it appear that said prosecuting attorney has, in fact, received from the treasury, on account of his salary, a sum exceeding the fees and commissions earned and paid into the treasury by or for him, then he shall refund to the city treasurer the amount of money received by him in excess of his said fees and commissions; and if he fail to refund said difference, then it shall be deducted from the installments of salary thereafter due him, and he shall not receive any part of his salary until said excess is paid up or allowed as a charge on the salary due him

by the city. If said excess appear at the expiration of the term of said attorney, it shall, like a debt, be recovered from him by the city in any court of competent jurisdiction. Said salary to be allowed said attorney shall be payable out of the city treasury, in monthly installments, and shall not exceed the sum of two thousand dollars ($2,000) per annum. When said attorney fails to attend court, or to prosecute the parties arraigned before it, and when the judge of said court considers the business before it requires the attention of a prosecuting attorney, he shall, from the members of the bar present, appoint one to serve as prosecuting attorney *pro tem.* The person so appointed shall take the oath of office prescribed for the regular prosecutor, and for his services he shall receive such part of the salary of the regular prosecuting attorney as the judge, on motion, and after due notice to the prosecuting attorney, may summarily decide to be fair and reasonable; but the compensation allowed said prosecuting attorney *pro tem.* shall not be estimated at a greater rate than five dollars per day. The amount so paid said prosecuting attorney shall be deducted from the salary of the regular prosecuting attorney, unless said prosecuting attorney is absent or fails to prosecute on account of his sickness.

§ 9. The marshal of said court, before he enters upon the duties of his office, shall take the oaths prescribed for sheriffs by the Constitution and laws of the State. He shall execute a bond, with good security, for the faithful discharge of his duties. Said bond must be like the bond which is prescribed by law for sheriffs. The process of said city court shall be addressed to, and executed by said marshal, unless the judge cause it to be addressed to a sheriff, constable, or policeman. Said process shall run in the name of the Commonwealth of Kentucky, and may go into any county of the Commonwealth; and said marshal may execute it anywhere in the State, or appoint, by indorsement on the process, a special bailiff to execute it, and said bailiff's rights, powers, and fees shall be the same as those of the marshal. Policemen may summon witnesses; but when they do so, the fees collected for such services shall be paid into the city treasury solely for the city's benefit. In lieu of all fees and emoluments for his services, he shall hereafter be allowed a salary by the general council of the city of Louisville: *Provided, however*, That he shall not, in any year, draw from the city treasury, on account of his own salary, and the salaries allowed him for his deputies, a sum of money exceeding the amount of fees earned by him and paid into the city treasury by or for him, as provided for in the sixteenth section of this act. If, at the end of any year, it appear that said marshal has, in fact, received from the treasury, on account of his own salary, and the salaries allowed him for his deputies, a sum of money exceeding the fees earned by him, and paid into the treasury by or for him, then he shall refund to the city treasurer the amount of money received by him in excess of his said fees; and if he fail to refund said difference, it shall be deducted from the installments of salary thereafter due him, and he shall not receive any part of the salary thereafter due him until said excess is paid up, or allowed as a charge on the salary due him by the city. If said excess appear at the expiration of the term of said marshal, he and his surety or sureties shall be liable on his bond for said sum in excess, and the city may sue for the same in any court of competent jurisdiction. Said salary allowed said marshal shall be payable out of the city treasury, in monthly installments, and shall not exceed the sum of eighteen hundred dollars per annum. Said marshal, if he desire it, shall be allowed to appoint two deputies, subject to the approval of the judge; and for each deputy he shall be allowed a

salary by the general council of said city. Said salary shall be payable in monthly installments, and shall not exceed one thousand dollars per annum for each deputy. The marshal shall draw from the treasury the salaries allowed for and to be paid to his deputies, and the amount of money thus allowed for and paid to said deputies shall be charged against the marshal in determining, at the end of each year, whether or not he has drawn from the treasury more money for himself and his deputies than he has paid into the treasury from the fees earned and collected by him and paid by or for him into the city treasury. The marshal shall have power and authority to take bail when it is fixed by law or is indorsed on the writ. He shall be liable on his bond for the official conduct of his deputy to the same extent that a sheriff is liable for his deputy; and such deputy marshals may perform, in the name of the marshal, any of his official duties.

§ 10. The general council shall elect an interpreter for the court provided for herein, and shall, by ordinance, allow him a salary not exceeding four hundred dollars per annum. His salary shall be payable out of the city treasury in monthly installments. He shall attend said court, and be subject to its orders. For a failure to perform his duties, the court may remove him, and the general council shall elect another to fill his place.

§ 11. Unless discharged by authority of law, any person arrested under a *capias pro fine* shall be committed to the work-house, and shall be there detained until the judgment against him or her is satisfied by a payment of the fine and costs, or is satisfied by his or her earnings from compulsory work in or out of said work-house on such wages as the general council may allow. Until the general council otherwise decides, the time of detention at the work-house shall be calculated by allowing the prisoners 75 cents per day for work. Persons convicted of petty larceny shall pay such fine and be committed to the work-house for such time as the general council may prescribe; but such fine shall not exceed fifty dollars, and such time shall not exceed three months. All fines and recoveries realized in said court, whether the prosecution be in the name of the city or the Commonwealth, shall be paid into the city treasury as a contribution toward the expenses of said court.

§ 12. No order or judgment of this court shall be modified, set aside, or annulled except in open court, during the regular hours of the court, and by the judge who tried the case. No order or judgment shall be thus modified, set aside, or annulled except on motion duly made in open court, and accompanied by the written reasons for said motion; and the grounds for modifying, setting aside, or annulling said order or judgment, shall be stated briefly, but accurately, by the judge from the bench, and recorded by the clerk in the order book of the court. The judge may, at any time and in any place, suspend for twenty-four hours, and no longer, the enforcement and execution of any order or judgment.

§ 13. Appeals shall lie from the decisions of said court to the circuit court in all cases where the amount of the fine imposed is as much as $20 and is not more than $50; and appeals shall lie from the decisions of said court to the Court of Appeals when the amount of the fine imposed is $50 or more. In cases where a fine of $20 or less is imposed, under an ordinance, the legality of such ordinance may be tested by the city by an appeal to the Jefferson circuit court, or by the defendant by a writ of prohibition from the Jefferson circuit court; and after a decision has been rendered in the circuit court as provided for in this section, either the city or the accused may appeal to the Court of Appeals.

§ 14. No warrant for the arrest of a person guilty of a misdemeanor in said city shall be issued by any one except the clerk of this court or his deputy; and no warrant shall be issued by the clerk or his deputy until the party desiring the warrant has subscribed and sworn to an affidavit showing the facts necessary to constitute the offense charged. If the clerk and his deputy refuse to issue a warrant in any case, the party desiring the warrant may present his affidavit to the judge in open court, accompanied by a motion for a warrant, and the judge may then direct the clerk to issue the warrant prayed for.

§ 15. Any money paid by a defendant shall be first applied to the payment of the costs due by him or her, and then the balance of the money, if any, shall be applied to the extinguishment of the fine imposed.

§ 16. The same fees and commissions as are now allowed by law to the prosecuting attorney, the clerk, and the marshal of said city court, from all sources whatever, shall be charged, taxed, collected, and paid as now provided by law; and said fees and commissions, when thus collected, shall, on or before the 10th day of each month, be paid into the treasury of the city of Louisville by the respective officers who have earned and collected the same, and an accurate account thereof kept by the treasurer. It is hereby made the duty of the clerk of said court, daily, to enter into a book, kept by him for that purpose, a full and complete list and account of all the fees, commissions, and fines taxed, levied, assessed, or collected in said city court. Said book shall be balanced to the last day of each month, and shall be exhibited to the auditor of said city on or before the 5th day of each succeeding month, and the accuracy of said book shall each time be verified by the oath of such clerk; and the auditor shall then certify to the treasurer of said city the full amount which shall be due and owing to the city on account of the fees, commissions, and fines taxed, levied, and assessed as aforesaid on the 10th day of the month. The book hereby directed to be kept by the said clerk of the city court shall, at all times, be open to the inspection of the mayor, auditor, treasurer, or any committee of the general council of the said city, and it is hereby made the duty of the attorney, clerk, and marshal of said city court to give to said mayor, auditor, treasurer, or committee any information or facts in their possession touching the business of said court, and the fees, commissions, and fines taxed, levied, assessed, and collected thereon.

§ 17. Witnesses shall not be allowed any fees for attendance on this court, unless they live beyond the limits of the city of Louisville. If they live outside of said city, they shall be allowed such fees as are allowed witnesses in the circuit courts.

§ 18. This act shall take effect from and after its passage. All acts or parts of acts in conflict with this act are hereby repealed.

The amendment proposed by the committee reads as follows, viz:

Amend by striking out all of section four, after the word "city," in the tenth line, and before the word "said," in the twenty-sixth line of said section, and insert the following words, to-wit: "Fifteen hundred dollars per annum, payable out of the city treasury in monthly installments; and for all services in holding examining trials he shall be allowed a salary of fifteen hundred dollars, to be paid out of the county levy of Jefferson county."

And also amend by striking out section nineteen, and insert in lieu thereof the following:

§ 19. So much of this act as applies to the fees and salaries of the clerk and marshal of said court, shall take effect from and after the expiration

of the terms of the present incumbents of said offices, and the remainder of said act shall take effect from and after its passage.

Mr. Frederick moved to amend said proposed amendment by striking out the words "Jefferson county," where they occur therein, and inserting in lieu thereof the words "the city of Louisville."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of said amendment, and it was decided in the affirmative.

Mr. Clarke moved to amend said bill by striking out all after the words "per annum," in the 22d line of the 4th section, and inserting in lieu thereof the following:

Said salary, for services rendered the State in holding examining courts, shall be paid out of the State Treasury accordingly as such services rendered by other officers of this Commonwealth hereafter by law may be made payable out of the State Treasury or county levy.

And also by adding after the word "State," in the 5th section, the words "or county."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Clarke, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	John T. Gathright,	Clifton J. Pratt,
James Blackburn,	Henry George,	G. W. Reeves,
J. H. Bruce,	Geo. T. Halbert,	John W. Rowlett,
M. T. Carpenter,	R. G. Hays,	Jas. Shackleford,
A. R. Clarke,	Sam. E. Hill,	H. H. Skiles,
Geo. T. Edwards,	P. P. Johnston,	Ishmael H. Smith,
Charles D. Foote,	R. I. McQuiddy,	J. H. Wilkinson,
W. H. Frederick,	A. B. Montgomery,	A. H. Willingham—24.

In the negative—Albert S. Berry—1.

Ordered, That said bill, as amended, be read a third time.

Said bill was read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill entitled

A bill to provide for altering, amending, or changing the present Constitution of this Commonwealth,

Together with the substitute proposed by Mr. White therefor.

Mr. Carpenter withdrew the amendment proposed by him to said bill on yesterday.

Mr. P. P. Johnston moved to amend said bill by striking out the proviso in the 4th section thereof.

And the question being taken thereon, it was deided in the negative.

The question was then taken on the adoption of the substitute for said bill proposed by Mr. White, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Reeves, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	Attila Cox,	P. P. Johnston,
Albert S. Berry,	W. H. Frederick,	Ishmael H. Smith,
J. H. Bruce,	John T. Gathright,	Richard J. White—9.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	Alex. B. Montgomery,
Joseph Bertram,	Clint. Griffith,	G. W. Reeves,
James Blackburn,	George T. Halbert,	John W. Rowlett,
M. T. Carpenter,	R. G. Hays,	James Shackleford,
A. R. Clarke,	Sam. E. Hill,	H. H. Skiles,
Geo. T. Edwards,	T. J. McElrath,	J. H. Wilkinson,
Charles D. Foote,	R. I. McQuiddy,	A. H. Willingham—21.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	Ishmael H. Smith—4.
Albert S. Berry,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	A. B. Montgomery,
Joseph Bertram,	John T. Gathright,	Clifton J. Pratt,
James Blackburn,	Henry George,	G. W. Reeves,
J. H. Bruce,	Clint. Griffith,	John W. Rowlett,
M. T. Carpenter,	Geo. T. Halbert,	James Shackleford,
A. R. Clarke,	Sam. E. Hill,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	J. H. Wilkinson,
Geo. T. Edwards,	T. J. McElrath,	A. H. Willingham—26.
Charles D. Foote,	R. I. McQuiddy,	

So said bill was rejected.

Mr. McQuiddy moved the following resolution, viz:

Resolved, That each member of the Senate now holding their places on this floor (embracing names as per list) hereby pledge themselves to make all necessary efforts within their power, not inconsistent with their finan-

cial ability, to have their respective Senatorial districts canvassed, and public addresses made in several public places in each county of said districts, setting forth the reasons in favor of calling a constitutional convention; and that they call to their assistance any competent assistance which they may be able to command in carrying out the object of this resolution, which object is to secure, at the August election, 1881, the requisite constitutional majority in favor of calling a convention to amend or alter the present Constitution of Kentucky.

Mr. Carpenter moved to refer said resolution to the Committee on Education.

And the question being taken thereon, it was decided in the negative.

Mr. Berry moved to refer said resolution to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the negative.

Mr. Montgomery moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Clarke, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	J. H. Bruce,	Alex. B. Montgomery,
Alex. E. Adams,	Clinton Griffith,	John W. Rowlett,
Joseph Bertram,	Samuel E. Hill,	A. H. Willingham—9.

Those who voted in the negative, were—

Albert S. Berry,	W. H. Frederick,	Clifton J. Pratt,
James Blackburn,	John T. Gathright,	G. W. Reeves,
M. T. Carpenter,	Henry George,	Jas. Shackleford,
A. R. Clarke,	R. G. Hays,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	Ishmael H. Smith,
Geo. T. Edwards,	T. J. McElrath,	Richard J. White,
Chas. D. Foote,	R. I. McQuiddy,	J. H. Wilkinson—21.

Mr. Blackburn moved to amend said resolution by providing it should apply only to the 20th Senatorial District.

Mr. Clarke moved to amend said proposed amendment by adding the 22d Senatorial District.

Mr. Bruce moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Clarke to the amendment proposed by Mr. Blackburn, and it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Blackburn, as amended, and it was decided in the negative.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and White, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Charles D. Foote,	R. I. McQuiddy,
Albert S. Berry,	W. H. Frederick,	Clifton J. Pratt,
A. R. Clarke,	John T. Gathright,	James Shackleford,
Attila Cox,	R. G. Hays,	Richard J. White,
Geo. T. Edwards,	Sam. E. Hill,	J. H. Wilkinson—15.

Those who voted in the negative, were—

Cromwell Adair,	Clinton Griffith,	John Walter Rowlett,
James Blackburn,	George T. Halbert,	H. H. Skiles,
J. H. Bruce,	P. P. Johnston,	Ishmael H. Smith,
M. T. Carpenter,	T. J. McElrath,	A. H. Willingham—14.
Henry George,	G. W. Reeves.	

Before the announcement of the result of the vote, Mr. Montgomery asked to be excused from voting.

Mr. McElrath objected.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Montgomery and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	A. B. Montgomery,
Alex. E. Adams,	W. H. Frederick,	Clifton J. Pratt,
James Blackburn,	John T. Gathright,	G. W. Reeves,
M. T. Carpenter,	Henry George,	Jas. Shackleford,
A. R. Clarke,	Clint. Griffith,	H. H. Skiles,
Attila Cox,	George T. Halbert,	Ishmael H. Smith,
Geo. T. Edwards,	R. I McQuiddy,	A. H. Willingham—21.

Those who voted in the negative, were—

Albert S. Berry,	Sam. E. Hill,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	Richard J. White,
R. G. Hays,	T. J McElrath,	J. H. Wilkinson—9.

Mr. Hays moved to reconsider the vote by which said resolution was adopted.

Which motion was simply entered.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Hays, from the Committee on Finance—

A bill to extend the boundary of the city of Louisville.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to amend the charter of the Jefferson Southern Pond Draining Company.

By Mr. Halbert, from the Committee on the Judiciary—

A bill permitting the erection of a boom upon Little Sandy river at or near Vincent Ford, in Carter county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Foote, from the Committee on Codes of Practice—

An act to extend and regulate the civil jurisdiction of the quarterly court of Fayette county, and to fix the terms thereof.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend an act, entitled "An act to incorporate the Merchants' Banking Company of Caverna, Kentucky," which became a law February 7th, 1873.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of the present assessor of Harrison county.

By Mr. Montgomery from the Committee on the Judiciary—

An act to regulate the titles of Reports of Decisions of the Court of Appeals of this State.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to incorporate the Danville and Perryville Turnpike Road Company," approved February 23d, 1846.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend the charter of Slaughtersville, Webster county, approved March 23d, 1871.

By Mr. Gathright, from the Committee on Internal Improvement—

An act empowering and authorizing the county court of Grant county to take charge of that portion of the Covington and Lexington Turnpike Road in said county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. Hays, leave of absence, indefinitely, was granted Messrs. Megibben and Thos. Johnson.

Mr. Foote read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That Civil Engineer John Gray, of Covington, Kentucky, is hereby respectfully invited and requested to address the members of the General Assembly, and the people of Frankfort, on the subject of minerals, timber, &c., including the subject of transportation in this Commonwealth, at such time as he may fix. The use of the hall of the House of Representatives is hereby tendered to him for that purpose.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to locate the Agricultural and Mechanical College.

An act to repeal an act authorizing a reward for killing wolves, red foxes, grey foxes, and wild cats.

Resolution raising a joint committee to consider all matters relating to the State Board of Pharmacy.

Mr. Pratt, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act to amend and reduce into one the several acts in reference to the town of Princeton, approved February 28, 1870;

An act for the benefit of the board of trustees of the town of Danville, in respect to locating repair-shops of the Cincinnati Railway at or near the above town, and to authorize said board of trustees to issue and sell bonds to pay cost and expense of such location;

An act to amend an act, entitled "An act to incorporate Princeton College," approved February the 20th, 1860;

An act to amend an act authorizing the city of Henderson to fund her bonded indebtedness, &c.;

An act to incorporate the Muhlenburg Coal Company;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Woodlake and Spring Station Turnpike Company;

An act for the benefit of Dick's River and Lancaster Turnpike Road Company;

An act to prohibit the sale of spirituous, malt, or vinous liquors in the town of Burksville;

An act for the benefit of Robert and Mont. Stratton, of Ballard county;

An act to provide for transfer of causes to and from the Kenton circuit and chancery courts;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Pratt reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Bruce—

1. A bill to incorporate the Central Kentucky Fair Association.

On motion of Mr. George—

2. A bill to authorize the city of Hickman to control its cemetery, and to construct a gravel road thereto.

On motion of Mr. Smith—

3. A bill for the benefit of Rebecca and Susan Padget, of Barren county, Kentucky.

On motion of Mr. McElrath—

4. A bill to authorize the trustees of the town of Carrollton to borrow money to pay their indebtedness to the Carrollton and Woodburn Turnpike Road Company.

On motion of Mr. Reeves—

5. A bill to refund moneys to persons who entered or purchased lands west of the Tennessee river, and lost the same by reason of the

superiority of titles held under treasury warrants or military surveys.

On motion of same—

6. A bill for the benefit of W. L. Crumbaugh, of Lyon county.

On motion of same—

7. A bill to amend section 1, article 17, chapter 92, General Statutes.

On motion of Mr. P. P. Johnston—

8. A bill for the benefit of the inmates of the lunatic asylums of this State.

On motion of Mr. Pratt—

9. A bill to amend section 5, article 1, chapter 60, of the General Statutes.

Ordered, That the Committee on Agriculture and Manufactures prepare and bring in the 1st; the Committee on Internal Improvement the 2d and 4th; the Committee on Religion and Morals the 3d; the Committee on the Judiciary the 5th, 7th, and 9th; the Committee on Courts of Justice the 6th, and the Committee on Charitable Institutions the 8th.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend section 4, chapter 112, General Statutes.

Mr. Hays moved to recommit said bill to the Committee on Propositions and Grievances.

And the question being taken thereon, it was decided in the negative.

Mr. White moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the negative.

Said bill was engrossed and read a third time.

Pending the further consideration of which, Mr. Montgomery moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

SATURDAY, FEBRUARY 7, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to exempt auctioneers of commission houses in the city of Louisville from serving on juries.

An act to amend an act incorporating the Bank of Adairville, in Logan county.

An act to amend an act, entitled "An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the town of North Middletown, in Bourbon county," approved February 16th, 1874.

An act for the benefit of John W. Cook, P. A. Cook, and W. H. Cook, of Warren county.

An act for the benefit of John Scott, of Fleming county.

An act to prohibit the sale of spirituous, vinous, and malt liquors within two miles of New Gasper Church, in Warren county.

An act legalizing the action of the county court of Edmonson at its December called term, 1879, in ordering the treasurer of said county to borrow money to pay off bonds.

An act for the benefit of C M. Vaughan, former sheriff of Hickman county.

An act to allow James Profit, &c., further time to collect the county levy of Monroe county.

An act authorizing the coroner of Nelson county to appoint one or more deputies.

An act in relation to master and special commissioners and receivers of the various courts of this Commonwealth.

An act to regulate the fees of justices of the peace for holding levy courts, &c., in the Commonwealth of Kentucky.

An act to authorize Larkin and Wm. Howard, of Bell county, to redeem lands sold by the sheriff of Bell county belonging to their father, B. F. Howard, that the State of Kentucky purchased on the 11th day of January, 1875.

An act to incorporate the National Teachers' Mutual Assurance Fund.

An act for the benefit of the Nicholasville and Kentucky River Turnpike Company.

An act authorizing the granting of tavern license in Vanceburg.

An act legalizing all acts of the Simpson county court regarding jail.

An act amending an act, entitled "An act for the incorporation and regulation of life insurance companies," approved March 12th, 1870.

An act to relieve the disabilities of Llewellyn Henson.

An act for the benefit of George Boaz, of Graves county.

That they had disagreed to bills, which originated in the Senate, of the following titles, viz:

An act to amend section 6, article 35, chapter 29, General Statutes, title "Taverns and Tippling-houses."

An act for the benefit of John Buckley, of Muhlenburg county.

An act for the benefit of W. W. Cox, late judge of Morgan county court.

An act for the benefit of C. M. Fraize, of Hardin county.

An act for the benefit of Thomas W. Mitchell, late clerk of the Lewis circuit court and the Lewis county court.

An act for the benefit of J. F. Smith, late sheriff of Bullitt county.

An act for the benefit of W. W. Cox, late sheriff of Morgan county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act authorizing the city of Newport to issue bonds for certain purposes.

An act to authorize the trustees of the town of Stanford to subscribe to and pay for stock in a Town Hall Company.

An act to amend and reduce into one the acts relating to roads in Logan county.

An act to amend section 1, chapter 918, Session Acts, approved April 9th, 1878.

An act to legalize the orders of the Oldham county court.

An act to authorize the judge of the Hart county court to appoint a clerk for the Hart quarterly court.

That they had passed bills of the following titles, viz:

1. An act to repeal a portion of section 11, article 3, of an act to amend and reduce into one the several acts concerning the city of Henderson, approved February 11th, 1867.

2. An act to amend the charter of Curdsville, Daviess county.

3. An act for the benefit of E. Fisher, police judge of Cloverport, Kentucky.

4. An act to change the time of holding the county court of Woodford county.

5. An act to repeal an act, entitled "An act providing for the appointment of a county treasurer for Lincoln county."

6. An act creating the office of county treasurer of Lincoln county, and to provide for his election by the Lincoln county court.

7. An act to amend an act, entitled "An act to charter the Grand Consistory of Kentucky and Subordinates," approved March 8th, 1867.

8. An act to empower the county court of Boyle county to levy an ad valorem tax.

9. An act to empower the Lewis county court of claims to regulate the levying and collecting the county levy, and to levy and collect an ad valorem tax for the payment of county expenses and claims.

10. An act for the benefit of J. N. Holloway, of Lyon county, refunding to him $45 84.

11. An act to legalize the levy of ten cents on the hundred dollars of the taxable property of Washington county, made by the Washington county court at its October term, 1879.

12. An act to authorize the county court of Pulaski county to agree upon a compensation to the sheriff or tax-collector of said county for collecting the county levy for the years 1880 and 1881.

13. An act in relation to second-hand or junk stores in the city of Paducah.

14. An act changing and fixing the corporate limits of the town of West Liberty, in Morgan county.

15. An act to amend section 9, article 35, chapter 29, General Statutes.

16. An act to amend section 15, article 2, of chapter 92, of the General Statutes.

17. An act to amend and to reduce into one the several acts concerning the town of Georgetown.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, and 7th to the Committee on Education; the 4th, 5th, and 6th to the Commit-

tee on Courts of Justice; the 8th, 9th, 11th, 13th, 14th, and 17th to the Committee on the Judiciary; the 10th to the Committee on Claims; the 12th to the Committee on Propositions and Grievances, and the 15th and 16th to the Committee on General Statutes.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 7, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

James B Quigley, Ballard county.
George W. Stone, Ballard county.
Theobald David, Jefferson county.
Arthur F. Curran, Mason county.
Chas. H. Fisk, Kenton county.
Thos. N. Eastin, Jefferson county.
R. S. Friend, Floyd county.
John S. Park, Madison county.
A. W. Overton, Franklin county.
E. S. Theobald, Franklin county.
S. A Russell, Marion county.
Garvin I. Beatty, Henderson county.
Z. T. Williams, Adair county.
Nathan Cartmell, Union county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The following petition and remonstrance were presented, viz:

By Mr. Pratt—

The petition of sundry citizens of Hopkins county, praying an amendment to the charter of the town of Nortonsville, in said county.

By Mr. Mize—

The remonstrance of sundry citizens of Breathitt county, against the passage of an act authorizing the erection of a boom on Quicksand Creek, in said county.

Which were received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had, on yesterday, adopted the resolution proposed by Mr. McQuiddy, entitled

Resolution directing the members of this Senate to use their individual efforts to secure the calling of a Convention to revise the Constitution.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, and it was decided in the negative.

So said resolution was rejected.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Montgomery, from the Committee on the Judiciary—

An act to incorporate the Grand View Cemetery Company, in Campbell county.

By same—

An act to authorize the city of Bowling Green to fund its interest-bearing debt, and to issue new bonds for that purpose.

By same—

An act to change the name and amend the charter of the Newport Cemetery Company, in Campbell county.

By same—

An act to amend the charter of the city of Bowling Green.

By same—

An act to amend an act to incorporate the town of Millerstown, in Grayson county.

By same—

An act to regulate the number and pay of juries in justices', police, city, and quarterly courts.

By Mr. Pratt, from same committee—

An act to incorporate the Knights of St. George, of Covington, Kentucky.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of the jailers of Wolfe and Menifee counties.

By Mr. Bruce, from the Committee on Railroads—

An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved March 10th, 1868.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to amend an act, entitled "An act to prevent intoxication of county officers in this Commonwealth," approved April 9th, 1878.

By same—

An act to incorporate the High Bridge Camp Meeting Association, in Jessamine county.

By same—

An act to regulate the sale of liquors in Millerstown, Kentucky.

By same—

An act to prevent the sale of intoxicating liquors within three miles of Palestine Church and school-house, in Henry county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of the town of Sherburne, Fleming county.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Halbert, from the Committee on the Judiciary—

A bill legalizing certain orders of the county court of Carter county, concerning the purchase and sale of certain lands.

By same—

A bill legalizing the purchase of certain lands by Carter county, and authorizing the sale and conveyance of the same.

By same—

A bill authorizing and empowering the county court of Carter county to levy and collect an ad valorem tax on the taxable property in said county, and those parts of the counties of Boyd and Elliott taken from Carter county, to pay the expenses incurred in the several actions brought by the holders of the bonds of Carter county issued in its subscription to the capital stock of the Lexington and Big Sandy Railroad Company.

By Mr. Clarke, from the Committee on Military Affairs—

A bill authorizing the Adjutant General of the State to furnish small arms and equipments, not exceeding sixty stand of arms, to the graded and military public school at Harrodsburg.

By Mr. Bruce, from the Committee on Railroads—

A bill for the benefit of the Garrard County and Kirksville Turnpike Road Company.

By Mr. Halbert, from the Committee on Religion and Morals—

A bill to prohibit the sale of spirituous, vinous, or malt liquors, or a mixture of either, in the town of Three Springs, in Hart county, or within one mile of the corporate limits thereof.

By same—

A bill for the benefit of Rebecca and Susan Padget, of Barren county.

By Mr. Pratt, from the Committee on the Judiciary—

A bill to amend section 5 of article 1 of chapter 60 of General Statutes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

On motion of Mr. Hill, the last named bill was recommitted to the Committee on the Judiciary, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Shackleford, from the Committee on Propositions and Grievances, reported a bill, entitled

A bill for the benefit of J. E. Ratliffe, sheriff of Pike county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Hays moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That J. E. Ratliffe, sheriff of Pike county, shall have until the first of August next to pay into the Treasury the revenue of Pike county for the year 1879: *Provided*, That the securities of said sheriff shall go into the county court and consent to the extension of time asked for in the bill, and that they agree to be liable on their bond in the same manner as if this act had not been passed.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	Clifton J. Pratt,
Albert S. Berry,	Clint. Griffith,	G. W. Reeves,
Joseph Bertram,	George T. Halbert,	John W. Rowlett,
J. H. Bruce,	R. G. Hays,	Jas Shackleford,
M. T. Carpenter,	Samuel E. Hill,	Ishmael H. Smith,
Attila Cox,	R I. McQuiddy,	Richard J. White,
George T. Edwards,	Thomas J. Megibben,	J. H. Wilkinson,
Charles D. Foote,	W. O. Mize,	A. H. Willingham—26.
W. H. Frederick,	A. B. Montgomery,	

Those who voted in the negative, were—

Cromwell Adair,	James Blackburn,	H. H. Skiles—3.

Resolved, That the title of said bill be as aforesaid.

Mr. Bruce, from the Committee on Railroads, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the Chattaroi Railway Company,' approved March 23d, 1868,"

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend section 4, chapter 112, General Statutes.

Mr. Hays moved to recommit said bill to the Committee on Propositions and Grievances.

Mr. Frederick moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on recommitting said bill to the Committee on Propositions and Grievances, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Sam. E. Hill,	A. B. Montgomery,
J. H. Bruce,	T. J. McElrath,	G. W. Reeves,

M. T. Carpenter,	R. I. McQuiddy,	H. H. Skiles,
Clinton Griffith,	Thos. J. Megibben,	J. H. Wilkinson,
George T. Halbert,	W. O. Mize,	A. H. Willingham—16.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Clifton J. Pratt,
James Blackburn,	John T. Gathright,	James Shackleford,
A. R. Clarke,	Henry George,	Ishmael H. Smith,
Geo. T. Edwards,	P. P. Johnston,	Richard J. White—13.
Charles D. Foote,		

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to amend section 2, article 22, chapter 28, of the General Statutes, title "Courts."

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

Mr. Gathright moved to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act regulating the city court of Louisville and the remuneration of its officers.

Which motion was simply entered.

The Senate took up for consideration the motion heretofore made by Mr Carpenter, to reconsider the vote by which they had disagreed to a bill from the House of Representatives, entitled

An act authorizing the Governor to appoint a commissioner to procure the site and inclose the graves of certain persons.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

Mr Carpenter then moved to recommit said bill to the Committee on Appropriations.

Which motion was adopted.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the present assessor of Harrison county;

An act for the benefit of the Spencer Turnpike Road Company, in Montgomery county;

An act to authorize the counties of Muhlenburg and Butler to build a bridge across Muddy river, at or near the mouth of said river;

An act to amend an act, entitled "An act to create and regulate the office of county treasurer for McCracken county," approved March 10th, 1871;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to confer the sole and exclusive power and authority upon the board of councilmen of the city of Newport to determine, fix, and regulate salaries of certain officers;

An act to repeal an act approved January 17th, 1880, entitled "An act to amend an act, entitled 'An act to amend an act approved February 18th, 1860, to empower the county of Bath to make subscriptions to the capital stock of turnpike roads in said county,' approved February 5th, 1868," approved March, 1876;

An act to amend an act approved December 7th, 1850, entitled "An act to incorporate the Kentucky Agricultural and Mechanical Association at Lexington;

An act to charter Union College of Barbourville;

An act to repeal section 2 of an act, entitled "An act making further appropriations for rebuilding the Capitol, and withdrawing the room appropriated by the commissioners under said act for the use of the circuit and district courts of the United States;"

An act to amend an act, entitled "An act to maintain a graded school in Hartford;"

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, approved December 7th, 1850, entitled "An act to incorporate the Kentucky Agricultural and Mechanical Association at Lexington."

An act to confer the sole and exclusive power and authority upon the Board of Councilmen of the city of Newport to determine, fix and regulate salaries of certain officers.

An act to charter Union College of Barbourville.

An act to provide for transfer of causes to and from the Kenton circuit and chancery courts.

An act to incorporate the Woodlake and Spring Station Turnpike Company.

An act to prohibit the sale of spirituous, malt, or vinous liquors in the town of Burksville.

An act for the benefit of Robert and Mont. Stratton, of Ballard county.

An act for the benefit of Dick's River and Lancaster Turnpike Road Company.

An act to repeal an act, approved January 17, 1880, entitled "An act to amend an act, entitled 'An act to amend an act, approved February 18, 1860, to empower the county of Bath to make subscriptions to the capital stock of turnpike roads in said county,' approved February 5, 1868," approved March, 1876.

Leave was granted to bring in the following bills, viz:

On motion of Mr. George—

1. A bill to incorporate the Hickman and Dresden Gravel Road Company.

On motion of Mr. Edwards—

2. A bill to amend the charter of the town of Adairville, in Todd county.

On motion of same—

3. A bill for the benefit of M. L. Edwards, of Todd county.

On motion of same—

4. A bill to incorporate St. Mary's Cemetery, of Franklin, Simpson county, Kentucky.

On motion of Mr. Willingham—

5. A bill for the benefit of John G. Bailey, of Webster county.

On motion of same—

6. A bill for the benefit of George W. Sutton, of Webster county, Kentucky.

On motion of same—

7. A bill, entitled "An act to incorporate Dixon Lodge, No. 467, of Free and Accepted Masons, of Webster county."

On motion of same—

8. A bill, entitled "An act to incorporate Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county, Kentucky."

On motion of Mr. Wilkinson—

9. A bill, entitled "An act to amend an act, entitled 'An act to

regulate the civil jurisdiction of justices', police judges, and quarterly courts, and the appellate jurisdiction of circuit courts, from judgments, and to authorize quarterly courts to appoint clerks,' " approved March 20th, 1878.

On motion of same—

10. A bill, entitled " An act for the benefit of S. M. Wrather and others, sureties of J. H. Swift, late sheriff of Calloway county."

On motion of Mr. Pratt—

11. A bill, entitled " An act for the benefit of J. P. Alexander, of Hopkins county."

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st; the Committee on the Judiciary the 2d; the Committee on Claims the 3d; the Committee on Religion and Morals the 4th; the Committee on Finance the 5th and 6th; the Committee on Codes of Practice the 7th, 8th, and 10th; the Committee on Courts of Justice the 9th, and the Committee on Propositions and Grievances the 11th.

And then the Senate adjourned.

MONDAY, FEBRUARY 9, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act authorizing the city of Henderson to fund her bonded indebtedness, &c.

An act to amend an act to amend and reduce into one the several acts in reference to the town of Princeton, approved February 28, 1870.

An act to amend an act, entitled " An act to incorporate Princeton College," approved February the 20th, 1860.

An act to incorporate the Muhlenburg Coal Company.

An act for the benefit of the board of trustees of the town of Danville, in respect to locating repair-shops of the Cincinnati Rail-

way at or near the above town, and to authorize said board of trustees to issue and sell bonds to pay cost and expense of such location.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, of the following title, viz:

An act for the benefit of public roads in Meade and other counties.

That they had passed bills and concurred in the adoption of resolutions, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Young Men's Christian Association of Louisville."

An act for the benefit of Michael Popp.

An act to amend the charter of the city of Newport.

An act to amend the charter of the city of Covington.

An act to amend the charter of the Newport and Licking Turnpike Road Company.

An act to authorize the county court of Woodford county to issue bonds to improve and enlarge the court-house of said county.

An act to extend the boundary of the city of Louisville.

An act to amend the charter of the Jefferson Southern Pond Draining Company.

Resolution inviting John Gray to address the General Assembly.

Resolution instructing our Senators and requesting our Representatives in Congress to procure an amendment to the act of Congress to pay Kentucky for enrolling, clothing, supplying, arming, and transporting troops in suppressing the rebellion.

That they had passed bills of the following titles, viz:

1. An act to amend the charter of the Paducah and Clark's River Gravel Road Company.

2. An act in relation to the Chicago, St. Louis, and New Orleans Railroad Company, and incorporating said company.

3. An act to amend the charter of the town of Hiseville, Barren county.

4. An act to amend an act, entitled "An act to incorporate the Glasgow Grangers' Mutual Benefit Society."

5. An act to amend an act, entitled "An act to amend the charter of the city of Paris," approved February 20th, 1878.

6. An act to amend the charter of the Paris, Hume, and Bedford Turnpike Road Company.

7. An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873.

8. An act to amend an act, entitled "An act to incorporate the Danville Gas-light Company," approved February 7, 1874.

9. An act to incorporate the Eden and Forest Grove Turnpike Road Company, in Bracken county.

10. An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the Louisville, Memphis, and New Orleans Railway Company,'" approved February 24th, 1870.

11. An act to incorporate the Supreme Council of the Catholic Knights of America.

12. An act to amend chapter 94, article 1, section 30, General Statutes, so far as the same applies to the county of Butler.

13. An act to incorporate Princeton Lodge, No. 685, Knights of Honor.

14. An act to amend an act to incorporate the Agricultural and Mechanical Association, in Calloway county.

15. An act to incorporate the Carroll, Gallatin, and Owen Union Fair and Exposition Association.

16. An act to amend an act, entitled "An act to empower the counties of this Commonwealth to take stock in turnpike companies," approved March 9, 1868.

17. An act to incorporate the Kentucky Lithographic Stone and Mining Company.

18. An act to incorporate the St. Joseph's Ursuline Academy, in Danville, Ky.

19. An act to repeal section three of an act, entitled "An act for the benefit of Estill Seminary"

20. An act to incorporate the Hickman Lumber and Manufacturing Company, in Fulton county.

21. An act to incorporate Roberts Lodge, No. 172, Free and Accepted Masons, in Fulton county.

22. An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Versailles," approved March 6, 1868.

23. An act to incorporate Priorsburg Lodge, No. 257, Independent Order of Odd Fellows.

24. An act to authorize the Grant county court to issue bonds to pay off outstanding indebtedness.

25. An act to create a special road law for the county of Grant.

26. An act for the benefit of Bartley Zachary, sr., committee of Bartley Zachary, jr., a pauper idiot of Grayson county.

27. An act to amend an act, entitled "An act to incorporate Clark's River Grange, No. 228, Patrons of Husbandry, of Calloway county."

28. An act to authorize the county court of Leslie county to issue bonds for creditors for work done on public buildings.

29. An act to incorporate the town of Hazard, in Perry county.

30. An act to incorporate the Eastern Blue Grass Lead and Silver Mine, No. 1.

31. An act to incorporate the Oddville, Smithsonville, and Claysville Turnpike Road Company.

32. An act for the benefit of common school district No. 287, Hart county.

33. An act for the benefit of common school district, No. 29, in Hart county.

34. An act to incorporate a Benevolent Society, the Sons and Daughters of Zion.

35. An act for the benefit of B. C. Redford, of Henderson county.

36. An act to amend the charter of the town of Brandenburg.

37. An act to amend the charter of the Poplar Mountain Coal Company, and acts amendatory thereto.

38. An act to amend an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved December 18th, 1850, and various other acts amendatory thereto.

39. An act to amend an act, entitled "An act to incorporate the Memphis, Paducah, and Northern Railroad Company," approved March 25th, 1878.

40. An act to amend an act, entitled "An act to incorporate the Union Express Company."

41. An act to amend an act to establish the American Printing House for the Blind, and the amendments thereto.

42. An act to amend an act, entitled "An act to authorize the McKee Lodge, No. 35, Independent Order of Odd Fellows, at Versailles, Kentucky, to issue bonds," approved February 16th, 1872.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 6th, 9th, 14th, 16th, and 31st to the Committee on Internal Improvement; the 2d, 10th, 38th, and 39th to the Committee on Railroads; the 3d, 4th, 5th, 7th, 8th, 11th, 13th, 15th, 17th, 18th, 22d, 23d, 24th, 25th, 27th, 28th, 29th, 30th, 34th, 36th, 37th, 40th, 41st, and 42d to the Committee on

Codes of Practice; the 12th to the Committee on General Statutes; the 19th, 32d, and 33d to the Committee on Education; the 26th and 35th to the Committee on Claims, and the 20th and 21st were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following petitions and remonstrance were presented, viz:

By Mr. Willingham—

1. The petition of sundry citizens of the town of Dixon, in Webster county, praying an amendment to the charter of said town.

By same—

2. The petition of sundry citizens, praying the passage of a law preventing the sale of liquors on the Sabbath day.

By Mr. Cox—

3. The remonstrance of sundry citizens of Boone county, against the passage of an act providing for the formation of a new county out of parts of Kenton and Boone counties.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Codes of Practice; the 2d to the Committee on General Statutes, and the 3d, the remonstrance, to the Committee on Propositions and Grievances.

On motion of Mr. Bruce, leave of absence, indefinitely, was granted Mr. Carpenter.

Bills from the House of Representatives, of the following titles, were reported from the committees to whom they had been referred, viz:

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prohibit the sale of spirituous, vinous, or malt liquors in the village of Jacksonville, Bourbon county, or within two miles of said town.

By same—

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Centerville, Bourbon county, or within two miles of said town.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Cox, from the Committee on Sinking Fund—

A bill to authorize the board of commissioners of the sinking fund of Bracken county to compromise with S. A. Donivan, late sheriff of Bracken county.

By Mr. Rowlett, from the Committee on Internal Improvement—

A bill to amend an act to incorporate the Cumberland and Ohio Railroad Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Rowlett, from the Committee on Agriculture and Manufactures, reported a bill, entitled

A bill to incorporate the Central Kentucky Fair Association.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Adair moved to amend said bill by striking out the 8th section thereof.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Willingham and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	G. W. Reeves,
Alex. E. Adams,	George T. Halbert,	J. H. Wilkinson,
Joseph Bertram,	Sam. E. Hill,	A. H. Willingham—11.
Geo. T. Edwards,	Clifton J. Pratt,	

Those who voted in the negative, were—

James Blackburn,	Clint. Griffith,	John W. Rowlett,
J. H. Bruce,	R. G. Hays,	Jas. Shackleford,
A. R. Clarke,	Thomas Johnson,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	Ishmael H. Smith,
John T. Gathright,	W. O. Mize,	Richard J. White—15.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That W. J. Lyle, J. H. Bruce, Geo. W. Welsh, jr., Granville Cecil, C. P. Cecil, W. L. Thomas, D. W. Jones, J. L. Bruce, John Myer, R. M. Fisher, J. W. Harlan, J B. Caldwell, and John W. Yerkes, and such other persons as may choose to associate with them, be, and they hereby are, created a body-politic and corporate, with perpetual succession, under the name and style of the "Central Kentucky Fair Association," and by that name may sue and be sued, plead and be impleaded, defend and be defended, in all courts of law and equity; and shall be capable of acquiring, by purchase or otherwise, any quantity of land in the county of Boyle, in the neighborhood of Danville, not less than ten nor more than fifty acres, and may improve, sell, and convey the same, or any part thereof, at pleasure; and may acquire, hold and dispose of such personal property as the president and board of directors of said Association may deem necessary and proper. The said Association may adopt and use a corporate seal.

§ 2. The capital stock of said Association shall be divided into shares of one hundred dollars each; to be subscribed for and taken according to such rules and regulations as the Association may direct. Any five of the persons before named are authorized to open books for the subscription of stock in said corporation, at any time and place they may designate; and so soon as, in their judgment, sufficient stock is subscribed to meet the objects and purposes of said Association, they may call a meeting of the subscribers who are stockholders, at Danville, Kentucky, after having given written notice to each subscriber, at least five days previous thereto, of the time and place of said meeting, at which time the subscribers then present shall proceed to the election of a president and eight directors, each of whom shall be a shareholder of the Association, and of such other officers as they may deem necessary.

§ 3. The president, directors, and other officers of said Association, so chosen, shall continue in office until the first Saturday in October then next ensuing, and until their successors are chosen and enter upon their duties. The election of president, directors, and other officers elected by the Association, shall be annually on the first Saturday of October, unless by resolution the shareholders fix on a different day; and they may, at their annual election, increase or diminish the number of directors.

§ 4. The prudential, fiscal, and other concerns of said Association, together with all its estate of every kind, shall be under the exclusive control of the president and directors thereof; and they shall have the power to appoint a secretary, treasurer, and such other officers as he may deem necessary to carry out the purposes of said Association, and they may require bond of any officer so elected for the faithful discharge of their duties. The president and directors shall have power to make such regulations and by-laws as, in their opinion, will contribute to the successful management of said Association, to enforce the same, and to alter, repeal, or modify them at their pleasure. They shall have the power to contract and be contracted with in their corporate name.

§ 5. A majority of the directors of the Association shall be a quorum for the transaction of business, unless the Association fix upon a different number. The president of the Association shall, by virtue of his office, be a member and the presiding officer of the board of directors. In his absence from any meeting of the board, the said board shall have power to elect a president *pro tem.* to preside at said meeting.

§ 6 If the president of said Association should die during his term of office, the board of directors shall have power to elect a president to fill out the unexpired term, and to serve until the regular election of president by the Association.

§ 7. The said Association, in its corporate capacity, with all the estate belonging thereto shall be liable for any and all debts contracted by it or by its authority; but the members of the Association shall in no way be liable personally for the debts of the corporation.

§ 8. The tract of land in Boyle county owned and used by the said Association for the holding of its Fair, shall be exempt from taxation so long as it is used for said purpose.

§ 9. That during the continuance of any Fair of said Association, no spirituous, vinous, or malt liquors shall, directly or indirectly, be sold upon the premises used for such Fair, nor upon any lot, lane, or street within one quarter of a mile of said premises, during the holding of the Fair, under a penalty of twenty dollars for each offense, to be recovered, together with costs, by warrant before the police judge of Danville, or any justice of the peace for Boyle county; and each separate act of selling shall be a distinct offense. During the continuance of any Fair of said Association no one, without the permission from the Association, shall vend, sell, or offer for sale, on any lot, lane, or street, within one quarter of a mile of the fair premises, any fruit, melons, cakes, or other edibles under a penalty of ten dollars for each offense, to be recovered, together with costs, as above provided in case of liquors.

§ 10. That during the continuance of any Fair of the said Association, the said Association shall have the power to police its grounds, and the policemen employed by the said Association shall, during their employment, have the same general powers of arrest, service of writs, &c., as belongs to peace officers in general.

§ 11. This act shall take effect from and after its passage.

Mr. Johnston moved to amend said bill by adding thereto the following, viz:

Provided, It shall only be exempt while it is a non-dividend paying corporation. The payment of any dividend, or the using of its income or resources for any other purpose than the promotion of agricultural and mechanical interests, shall operate as a repeal of the exemption.

Mr. Griffith moved to amend said proposed amendment by striking out all after the word "corporation."

And the question being taken thereon, it was decided in the negative.

The question was then taken upon the amendment proposed by Mr. P. P. Johnston to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and White, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Attila Cox,	John W. Rowlett,
Albert S. Berry,	John T. Gathright,	James Shackleford,
James Blackburn,	Thomas Johnson,	Richard J. White—11.
J. H. Bruce,	P. P. Johnston,	

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	H. H. Skiles,
Joseph Bertram,	R. G. Hays,	Ishmael H. Smith,
Geo. T. Edwards,	Sam. E. Hill,	J. H. Wilkinson,
Henry George,	W. O. Mize,	A. H. Willingham—14.
Clinton Griffith,	Clifton J. Pratt,	

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bruce moved to reconsider the vote by which the Senate had, on Saturday, disagreed to a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled, "An act to amend an act, entitled 'An act to incorporate the Chattaroi Railway Company,'" approved March 23d, 1868.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bruce then moved to recommit said bill to the Committee on Railroads.

Which motion was adopted

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to authorize the Mercer county court to convey to the trustees of the town of Harrodsburg a section of the court-house square for certain purposes.

And the question being taken on the passage of said bill, it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act requiring the Jefferson county court to appoint a measurer of tan-bark for said county," approved March 21st, 1872.

Mr. Rowlett moved to reconsider the vote by which said bill had been ordered to be read a third time.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Skiles, were as follows, viz:

Those who voted in the affirmative, were--

Cromwell Adair,	Samuel E. Hill,	John W. Rowlett,
Clint. Griffith.	Thomas Johnson,	J. H. Wilkinson,
George T. Halbert,	G. W. Reeves,	A. H Willingham--10.
R. G. Hays,		

Those who voted in the negative, were—

Alex. E. Adams,	George T. Edwards,	Clifton J. Pratt,
Albert S. Berry,	John T. Gathright,	H. H. Skiles.
James Blackburn,	Henry George,	Ishmael H. Smith.
J. H. Bruce,	P. P. Johnston,	Richard J. White—14.
Attila Cox,	W. O. Mize,	

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to prevent the deadening of timber near any of the public highways in Henderson county.

Mr. Adair moved to recommit said bill to the Committee on Propositions and Grievances.

Which motion was adopted.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had rejected an engrossed bill, entitled

A bill to amend section 194 of the Civil Code of Practice.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the motion heretofore made by Mr. Skiles to reconsider the vote by which they had ordered to be referred to the Committee on Education a bill, which originated in the House of Representatives, entitled

An act to amend section 2, article 4, chapter 18, General Statutes.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on referring said bill to the Committee on Education, and it was decided in the affirmative.

The Senate took up for consideration the disagreement between the two Houses in relation to the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend section 11, article 5, chapter 62, of General Statutes.

The question was then taken, "Will the Senate adhere to their proposed amendment?" and it was decided in the affirmative.

The Senate took up for consideration a bill, entitled

A bill to provide for working prisoners sentenced to confinement in the county jails of Logan and other counties.

Mr. Skiles moved to refer said bill to the Committee on General Statutes.

Which motion was adopted.

Mr. Blackburn moved the following resolution, viz:

Resolved by the Senate, That the use of this chamber be tendered to the Historical Society of the State on Wednesday next, in the afternoon, and such evenings thereafter as said Society may require.

Which was read and adopted.

Mr. P. P. Johnston moved the following resolution, viz:

Resolved, That a committee of three be appointed by the Chair to confer with the Keeper of the Penitentiary, and ascertain if he is willing to surrender his contract as Keeper; and if so, on what terms, and said committee is instructed to report back to this body without delay.

Which was read and adopted.

On motion of Mr. Skiles, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to amend the charter of the city of Bowling Green.

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Mr. Rowlett, from the Committee on Agriculture and Manufactures, reported a bill, entitled

A bill for the benefit of the Agricultural Bureau of the Commonwealth of Kentucky.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. P. P. Johnston moved that said bill be printed, and that the further consideration thereof be postponed and made the special

order of the day for Thursday next, the 12th inst., at 11 o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and White, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Sam. E. Hill,	Richard J. White,
J. H. Bruce,	Thomas Johnson,	J. H. Wilkinson,
Attila Cox,	P. P. Johnston,	A. H. Willingham—11.
Clinton Griffith,	John Walter Rowlett,	

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	G. W. Reeves,
Alex. E. Adams,	George T. Halbert,	James Shackleford,
Joseph Bertram,	R. I. McQuiddy,	H. H. Skiles,
A. R. Clarke,	W. O. Mize,	Ishmael H. Smith—14.
Geo. T. Edwards,	Clifton J. Pratt,	

Mr. Clarke moved that the further consideration of said bill be postponed until Thursday next, the 12th inst., at 11 o'clock, A. M.

Which motion was adopted.

Mr. Pratt, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the jailers of Wolfe and Menifee counties;

An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved March 10th, 1868;

An act to extend and regulate the civil jurisdiction of the quarterly court of Fayette county, and to fix the terms thereof;

An act to amend an act, entitled "An act to prevent intoxication of county officers in this Commonwealth," approved April 9th, 1878;

An act to regulate the titles of Reports of Decisions of the Court of Appeals of this State;

An act to amend an act, entitled "An act to incorporate the Merchants' Banking Company of Caverna, Kentucky," which became a law February 7th, 1873;

An act to prevent the sale of intoxicating liquors within three miles of Palestine Church and school-house, in Henry county;

An act to incorporate the Grand View Cemetery Company, in Campbell county;

An act to regulate the sale of liquors in Millerstown, Kentucky;

An act empowering and authorizing the county court of Grant county to take charge of that portion of the Covington and Lexington Turnpike Road in said county;

Resolution inviting Professor Shaler to deliver an address on the mineral and timber resources of the State;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend section 1, chapter 918, Session Acts, approved April 9th, 1878;

An act to amend section 2, article 22, chapter 28, of the General Statutes, title "Courts;"

An act to legalize the orders of the Oldham county court of claims;

An act to authorize the judge of the Hart county court to appoint a clerk for the Hart quarterly court;

An act to authorize the trustees of the town of Stanford to subscribe to and pay for stock in a Town Hall Company;

An act to amend and reduce into one the acts relating to roads in Logan county;

An act to extend the boundary of the city of Louisville;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Pratt reported that the committee had performed that duty.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to repeal section 2 of an act, entitled "An act making further appropriations for rebuilding the Capitol, and withdrawing the room appropriated by the commissioners under said act for the use of the circuit and district courts of the United States."

An act to amend an act, entitled "An act to maintain a graded school in Hartford."

Leave was granted to bring in the following bills, viz:

On motion of Mr. Gathright—

1. A bill to incorporate the trustees of the First Presbyterian Church, Louisville.

On motion of Mr. Clarke—

2. A bill to amend section 5, article 13, chapter 92, General Statutes.

On motion of Mr. Wilkinson—

3. A bill to amend article 2, chapter 53, of the General Statutes, title "Idiots and Lunatics."

On motion of same—

4. A bill appropriating money to defray the necessary expenses of the joint committee of the two Houses to investigate the management and conduct of the Western Lunatic Asylum at Hopkinsville, and the Asylum for the Blind at Louisville.

On motion of Mr. Skiles—

5. A bill to amend section 4, chapter 97, of the General Statutes, title "Seal of the Commonwealth and of the Secretary of State."

On motion of Mr. Pratt—

6. A bill to amend section 12 of chapter 67, title "Laws," of the General Statutes.

On motion of same—

7. A bill for the benefit of common school district No. 53, in Hopkins county.

Ordered, That the Committee on Religion and Morals prepare and bring in the 1st; the Committee on General Statutes the 2d; the Committee on Codes of Practice the 3d; the Committee on Claims the 4th; the Committee on Courts of Justice the 5th; the Committee on the Judiciary the 6th, and the Committee on Propositions and Grievances the 7th.

And then the Senate adjourned.

TUESDAY, FEBRUARY 10, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the Spencer Turnpike Road Company, in Montgomery county.

An act to authorize the counties of Muhlenburg and Butler to build a bridge across Muddy river, at or near the mouth of said river.

An act to amend an act, entitled "An act to create and regulate the office of county treasurer for McCracken county," approved March 10th, 1871.

An act for the benefit of the present assessor of Harrison county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to protect game in the counties of Kenton, Campbell, Fayette, and Madison.

An act to regulate the fees of certain officers in trials of writs of forcible entry and detainer.

With an amendment to the last named bill.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to still further regulate the rights and duties of trustees for the benefit of creditors.

2. An act appointing commissioners to re-plat the town of California, in Campbell county.

3. An act to amend section 1, chapter 34, of the General Statutes, entitled "Elisors."

4. An act for the benefit of W. M. Wallis, of Trigg county.

5. An act for the benefit of James F. West.

6. An act to amend article 3, chapter 105, of General Statutes, entitled "Surveyors."

7. An act to amend section 5, article 1, of chapter 94, of the General Statutes, title "Roads and Passways."

8. An act to amend an act, entitled "An act to regulate the manner of holding and transmitting church property of the Roman Cath-

olic Church in the Diocese of Covington," approved March 9th, 1854, and an act to amend the same, approved March 6th, 1878.

9. An act to amend an act, entitled "An act to prevent stock from running at large in Owen county."

10. An act to provide for the holding of terms of the criminal court at Alexandria, in the 12th judicial district.

11. An act to amend chapter 38, article 13, section 6, General Statutes, title "Executions."

12. An act to incorporate the Paducah Fair and Jockey Club Association.

13. Resolution of thanks to Prof. Shaler.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st, 2d, and 8th to the Committee on the Judiciary; the 3d, 6th, 7th, 10th, 11th, and 12th to the Committee on General Statutes; the 4th, 5th, and 9th to the Committee on Propositions and Grievances and the 13th, the resolution, was placed in the orders of the day.

The following petitions were presented, viz:

By Mr. Griffith—

1. The petition of sundry citizens of Webster county, relating to the Green and Barren River Navigation Company.

By Mr. Hill—

2. The petition of sundry citizens of the town of Rockport, praying the passage of an act to provide for branching the Penitentiary.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on General Statutes, and the 2d to the Committee on Penitentiary.

Mr. Berry moved the following resolution, viz:

Resolved, That the courtesies of this body be extended to the Hons. Cassius M. Clay and Jas. B. McCreary, and that they be invited to a seat on this floor.

Which was read and adopted.

On motion of Mr. Bruce, a message was sent to the House of Representatives asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled

An act to repeal an act, entitled "An act creating a common pleas court in the counties of Boyle, Garrard, Lincoln, &c."

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Hill, from the Committee on General Statutes—

A bill to amend section 4, article 19, chapter 28, General Statutes.

By Mr. Griffith, from the Committee on Banks and Insurance—

A bill for the benefit of Wells, Mitchell & Co., of Maysville.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Griffith, from the Committee on Banks and Insurance—

An act for the benefit of the Bank of Hopkinsville.

By Mr. Cox, from same committee—

An act to empower the Deposit Bank of Midway, Kentucky, to reduce its capital stock.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of E. F. Alexander, of Calloway county.

By same—

An act for the benefit of Richard Board.

By Mr. Skiles, from the Committee on Banks and Insurance—

An act to incorporate the Mutual Benefit Association of Maysville.

By Mr. Griffith, from same committee—

An act to amend an act, entitled "An act to amend and reduce into one all acts incorporating the Masonic Savings Institution."

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Mize, from the Committee on Claims, reported a bill, entitled

A bill to appropriate money for the expenses incurred by the joint committee of the two Houses to investigate the management and control of the Western Lunatic Asylum and Asylum for the Blind.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of one hundred and thirty-four dollars and sixty-five cents be, and the same is hereby, appropriated to defray the expenses incurred by James Blackburn, J. H. Wilkinson, J. W. Dycus, G. D. Ewing, and B. F. Reynolds, joint committee of the Senate and House, necessarily incurred by them in the investigation into the conduct and management of the Western Lunatic Asylum at Hopkinsville, and the Asylum for the Blind at Louisville; and the Auditor is directed to draw his warrant upon the Treasurer for said amount.

§ 2. That the sum of sixteen dollars is appropriated to pay John R. Magoffin for expenses incurred by him in procuring attendance of witnesses before said committee, and that the Auditor be required to draw his warrant upon the Treasurer for said sum.

§ 3. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Geo. T. Edwards,	P. P. Johnston,
Albert S. Berry,	Charles D. Foote,	W. O. Mize,
Joseph Bertram,	W. H. Frederick,	G. W. Reeves,
J. H. Bruce,	Henry George,	John W. Rowlett,
M. T. Carpenter,	George T. Halbert,	H. H. Skiles,
A. R. Clarke,	R. G. Hays,	Ishmael H. Smith,
Attila Cox,	Thomas Johnson,	A. H. Willingham—21.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the town of Sherburne, Fleming county;

An act to amend an act, entitled "An act in relation to the collection of the turnpike road tax in Lewis county;"

An act to amend the charter of Slaughtersville, Webster county, approved March 23d, 1871;

An act to regulate the number and pay of juries in justices', police, city, and quarterly courts;

An act to incorporate the Beech Grove Sunday School Union, of Campbell county;

An act to amend an act to incorporate the town of Millerstown in Grayson county;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of Michael Popp;

An act to amend the charter of the city of Covington;

An act to amend an act, entitled "An act to incorporate the Young Men's Christian Association of Louisville;"

An act to amend section 18 of the charter of the city of Newport;

Resolution inviting John Gray to address the General Assembly;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to authorize the trustees of the town of Stanford to subscribe to and pay for stock in a Town Hall Company.

An act to amend section 1, chapter 918, Session Acts, approved April 9, 1878.

An act authorizing the judge of the Hart county court to appoint a clerk for the Hart quarterly court.

An act to legalize the orders of the Oldham county court of claims.

An act to amend section 2, article 22, chapter 28, of the General Statutes, title "Courts."

An act to extend the boundary of the city of Louisville.

An act to amend and reduce into one the acts relating to roads in Logan county.

An act to amend an act, entitled "An act to incorporate the Young Men's Christian Association of Louisville."

An act to amend section 18 of the charter of the city of Newport.

An act to amend the charter of the city of Covington.

An act for the benefit of Michael Popp.

Resolution inviting John Gray to address the General Assembly.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Reeves—

1. A bill for the benefit of the sureties of L. L. Marshall, late sheriff of Ballard county.

On motion of Mr. Carpenter—

2. A bill for the benefit of Ernest Tyler, of Shelby county.

On motion of Mr. Shackleford—

3. A bill in regard to granting license to sell liquor in the town of Quincy, in Lewis county.

On motion of same—

4. A bill in regard to granting license to sell liquor in the town of Concord, in Lewis county.

On motion of Mr. Bertram—

5. A bill, entitled "An act for the benefit of Felix G. Morrison, committee of Elizabeth Smith, a lunatic of Russell county."

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st, 3d, and 4th; the Committee on Courts of Justice the 2d, and the Committee on Claims the 5th.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend article 11, chapter 29, of General Statutes, title "Crimes and Punishments."

Sundry amendments were proposed to said bill.

Pending the consideration of said bill and proposed amendments, Mr. Foote moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 11, 1880.

A message was received from the House of Representatives, announcing their disagreement to a bill, which originated in the Senate, entitled

An act to amend article 4 of chapter 41, title "Fees," of the General Statutes.

That they had passed a bill, which originated in the Senate, of the following title, viz:

An act to incorporate the Grand Central Building and Savings Association of Newport, Campbell county.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to authorize the Richmond and Southwestern Railway Company to build, maintain, and operate a railroad in the State of Kentucky.

2. An act to amend section 16 of article 13, chapter 28, of the General Statutes, title "Courts."

3. An act to incorporate the Paducah and Mayfield Gravel Road Company.

4. An act declaring and fixing penalties against surveyors of roads in Boone county.

5. An act to repeal an act approved April 10th, 1878, entitled "An act to amend chapter 94 of the General Statutes."

6. An act to prevent persons from throwing logs or any other obstructions in any of the creeks of Webster county.

7. An act to amend an act, entitled "An act to regulate official advertisements of sales by sheriffs and master commissioners in the county of Jessamine," approved April 21st, 1873.

8. An act to amend section 10 of chapter 100 of General Statutes, entitled "Sheriffs."

9. An act to increase the jurisdiction of the quarterly court and justices of the peace of Barren county.

10. An act to ascertain and mark the boundary between the counties of Larue, Green, and Taylor.

11. An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved February 24th, 1868.

12. Resolution in relation to the erection of a Federal court building at the seat of government.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st to the Committee on Railroads; the 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, and 10th to the Committee on General Statutes; the 12th, the resolution, was referred to the Committee on Federal Relations, and the 11th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution instructing our Senators and requesting our Representatives in Congress to use their efforts to secure the passage of a bill now pending in the United States Congress for the establishment of a life station at the Falls of the Ohio river at Louisville.

Which was taken up, twice read, and concurred in.

Bills of the following titles were reported from the committee directed to prepare and bring in the same, viz:

By Mr. P. P Johnston, from the Committee on Codes of Practice—

A bill to incorporate the Preachers' Relief Association of the Kentucky Annual Conference of the Methodist Episcopal Church.

By same—

A bill to incorporate the Dixon Lodge, No. 467, of Free and Accepted Masons, in Webster county.

By same—

A bill to incorporate the Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county.

By Mr. Wilkinson, from same committee—

A bill to define certain property exempted from the payment of debt.

By Mr. Hill, from same committee—

A bill to regulate the jurisdiction of the Butler circuit court in common law actions.

By same—

A bill to amend subsection 1 of section 667 of the Civil Code of Practice.

By Mr. Foote, from same committee—

A bill to amend the school laws of this Commonwealth.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bruce moved to reconsider the vote by which the Senate had passed a bill, entitled

An act to repeal an act creating a common pleas court in the counties of Boyle, Garrard, Lincoln, &c.

Which motion was adopted.

The vote dispensing with the third reading of said bill, as also that ordering it to be engrossed and read a third time, were reconsidered.

Mr. Bruce moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Montgomery moved to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to amend and reduce into one all acts incorporating the Masonic Savings Institution."

Which motion was simply entered.

The following remonstrance and petition were presented, viz:

By Mr. Hays—

1. The remonstrance of sundry citizens of Louisville, against the passage of a law prohibiting the sale of liquors on the Sabbath day.

By Mr. Clarke—

2. The petition of sundry citizens of magisterial district No. 7, in Pendleton county, praying the passage of an act prohibiting the sale of liquors in said district.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on General Statutes, and the 2d to the Committee on Religion and Morals.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on General Statutes—

1. An act to incorporate the Paducah Fair and Jockey Club Association.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

2. An act to amend an act, entitled "An act to incorporate the Union Express Company."

By same—

3. An act to incorporate the town of Munfordville, in Hart county, Kentucky.

With an amendment to the last named bill.

Which was adopted.

Ordered, That the 2d be made the special order of the day for to-morrow, and from day to day thereafter until disposed of, and the 1st and 3d, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

In pursuance to a resolution heretofore adopted by the Senate, the Speaker appointed Messrs. P. P. Johnston, George T. Halbert, and Henry George a committee to ascertain upon what terms the Lessee of the Penitentiary will surrender his lease.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to bestow medals upon William Devan, John Gillooly, and John Tully for heroic deeds.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That in grateful recognition of the heroic daring of William Devan, John Gillooly, and John Tully, in recovering many persons from drowning at the Falls of the Ohio river, during the past four years, near Louisville, Kentucky, there be appropriated, out of money in the Treasury not otherwise appropriated, the sum of one hundred and fifty dollars, to be expended under the direction and authority of the Governor of Kentucky, in causing to be struck and appropriately inscribed three gold medals, one of which shall be, by him or his authority, presented to said William Devan John Gillooly, and John Tully, respectively, in the name of the Commonwealth of Kentucky.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	Thomas J. Megibben,
Alex. E. Adams,	John T. Gathright,	W. O. Mize,
Joseph Bertram,	Henry George,	A. B. Montgomery,
James Blackburn,	Clinton Griffith,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Sam. E. Hill,	James Shacklelord,
A. R. Clarke,	Thomas Johnson,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	J. H. Wilkinson,
Geo. T. Edwards,	T. J. McElrath,	A. H. Willingham—29.
Charles D. Foote,	R I. McQuiddy,	

Those who voted in the negative, were—

D. G. Mitchell, Richard J. White—2.

Resolved, That the title of said bill be as aforesaid.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT.
FRANKFORT, February 11th, 1880.

To the HON. JAMES E. CANTRILL, *Speaker of the Senate:*

I herewith transmit to the General Assembly a communication, with accompanying documents, addressed to myself by the Hon. Alexander Ramsey, Secretary of War, relative to the title and jurisdiction of the United States to the military reservation at Newport Barracks, Kentucky. It would seem from a report of Jasper W. Johnson to Gen'l E. D. Townsend, the Adjutant General of the United States army, that the State of Kentucky has omitted to grant the requisite jurisdiction to the United States over all the ground at Newport Barracks required for military purposes, and I have no hesitancy in recommending that you grant the United States the jurisdiction asked for.

Very respectfully,

LUKE P. BLACKBURN, *Governor of Kentucky.*

On motion of Mr. Hays,

Ordered, That said message and accompanying documents be referred to the Committee on Federal Relations.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 11, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

B. J. Breen, Jefferson county.
D. W. Armstrong, Jefferson county.
John B. Ewing, Kenton county
N. Jorgenson, Henderson county.
John R Swiney, Bourbon county.
Andrew Poage, Pulaski county.
A. W. Harwell, Simpson county.
James T. Ford, Floyd county.
John N. Ross, Nicholas county.
Benjamin W. Singer, Boyd county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Foote, from the Committee on Codes of Practice, reported a bill, entitled

A bill to amend section 1, article 16, chapter 41, General Statutes.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section one, article sixteen, chapter forty-one, of the General Statutes be, and the same is hereby, amended so that it shall not hereafter be lawful to allow or pay witnesses for attendance on grand juries.

§ 2. That it shall not hereafter be lawful for the circuit or criminal courts of this Commonwealth to allow or certify for payment the claims of witnesses in examining courts.

§ 3. This act shall be in force from and after its passage.

Mr. McElrath moved to amend said bill by striking out the first section thereof.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	A. B. Montgomery,
Alex. E. Adams,	Henry George,	Clifton J. Pratt,

Albert S. Berry,	Clinton Griffith,	G. W. Reeves,
Joseph Bertram,	George T. Halbert,	John W. Rowlett,
James Blackburn,	R. G. Hays,	James Shackleford,
M. T. Carpenter,	Samuel E. Hill,	H. H. Skiles,
A. R. Clarke,	Thomas Johnson,	Ishmael H. Smith,
Attila Cox,	T. J. McElrath,	Richard J. White,
Geo. T. Edwards,	Thos. J. Megibben,	J. H. Wilkinson,
Charles D. Foote,	W. O. Mize,	A. H. Willingham—31.
W. H. Frederick,		

In the negative—J. H. Bruce—1.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	George T. Halbert,	G. W. Reeves,
Albert S. Berry,	R. G. Hays,	John W. Rowlett,
Joseph Bertram,	Sam. E. Hill,	Jas. Shackleford,
James Blackburn,	P. P. Johnston,	H. H. Skiles,
J. H. Bruce,	T. J. McElrath,	Ishmael H. Smith,
Attila Cox,	R. I. McQuiddy,	Richard J. White,
Charles D. Foote,	Thos. J. Megibben,	J. H. Wilkinson,
W. H. Frederick,	D. G. Mitchell,	A. H. Willingham—26.
John T. Gathright,	Clifton J. Pratt,	

Those who voted in the negative, were—

Alex. E. Adams,	Geo. T. Edwards,	W. O. Mize,
M. T. Carpenter,	Henry George,	A. B. Montgomery—8.
A. R. Clarke,	Clint. Griffith,	

Resolved, That the title of said bill be as aforesaid.

Mr. McElrath moved to reconsider the vote by which the Senate had passed said bill.

Mr. Foote moved to lay said motion on the table.

Which motion was adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. White—

1. A bill to amend chapter 53, article 2, section 1, of General Statutes.

On motion of same—

2. A bill to amend an act, entitled "An act to charter the Silver Creek Turnpike Road Company, in Madison county."

On motion of Mr. Wilkinson—

3. A bill to repeal an act to amend chapter 18, General Statutes, title "Common Schools," approved February 20, 1878.

On motion of Mr. Smith—

4. A bill to authorize the county court of claims of Barren county to make an appropriotion for the benefit of George C. Young and others, and to impose and levy an ad valorem or poll-tax to pay the same.

On motion of Mr. Gathright—

5. A bill for the protection of game in this Commonwealth.

On motion of Mr. McQuiddy—

6. A bill for the benefit of the city of Frankfort.

On motion of Mr. Megibben—

7. A bill for the benefit of E. Kenton, sheriff of Robertson county.

On motion of Mr. McElrath—

8. A bill to amend an act, entitled "An act to confer on quarterly courts jurisdiction of misdemeanors in certain cases," approved March 18th, 1876.

On motion of Mr. Pratt—

9. A bill to provide for working persons who are under confinement in the county jail of Hopkins county.

Ordered, That the Committee on Codes of Practice prepare and bring in the 1st; the Committee on Internal Improvement the 2d; the Committee on General Statutes the 3d and 5th; the Committee on Propositions and Grievances the 4th and 7th; the Committee on Finance the 6th, and the Committee on the Judiciary the 8th and 9th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to change the name and amend the charter of the Newport Cemetery Company, in Campbell county;

An act to amend an act, entitled "An act requiring the Jefferson county court to appoint a measurer of tan-bark for said county," approved March 21st, 1872;

An act for the benefit of public roads in Meade and other counties;

An act to incorporate the Knights of St. George, of Covington, Kentucky;

An act to incorporate the Menifee Gravel Road Company;

An act to amend the charter of the Hanging Fork and Green River Turnpike Road Company;

An act legalizing and authorizing the Gallatin county court to levy a tax and issue bonds for public improvements;

An act to prohibit the sale of spirituous, vinous, or malt liquors in the village of Jacksonville, Bourbon county, or within two miles of said town;

An act to incorporate the Hickman Lumber and Manufacturing Company, in Fulton county;

An act to incorporate the Paducah Fair and Jockey Club Association;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act authorizing the city of Newport to issue bonds for certain purposes;

An act to protect game in the counties of Kenton, Campbell, and Fayette and Madison;

An act to amend the charter of the Newport and Licking Turnpike Road Company;

An act to authorize the county court of Woodford county to issue bonds to improve and enlarge the court-house of said county;

An act to amend the charter of the Jefferson Southern Pond Draining Company;

Resolution instructing our Senators and requesting our Representatives in Congress to procure an amendment to the act of Congress to pay Kentucky for enrolling, clothing, supplying, arming, and transporting troops in suppressing the rebellion;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

Pending the further consideration of which, Mr. Foote moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

THURSDAY, FEBRUARY 12, 1880.

In the absence of the regular Speaker, and at his request, Hon. J. H. Bruce took the Chair and presided.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Merchants' Banking Company of Caverna, Kentucky," which became a law February 7th, 1873.

An act to prevent the sale of intoxicating liquors within three miles of Palestine Church and school-house, in Henry county.

An act to regulate the titles of Reports of Decisions of the Court of Appeals of this State.

An act to extend and regulate the civil jurisdiction of the quarterly court of Fayette county, and to fix the terms thereof.

An act to regulate the sale of liquors in Millerstown, Kentucky.

An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved March 10th, 1868.

An act for the benefit of the jailers of Wolfe and Menifee counties.

An act to amend an act, entitled "An act to prevent intoxication of county officers in this Commonwealth," approved April 9th, 1878.

An act to incorporate the Grand View Cemetery Company, in Campbell county.

An act empowering and authorizing the county court of Grant county to take charge of that portion of the Covington and Lexington Turnpike Road in said county.

An act to amend an act, entitled "An act in relation to the collection of the turnpike road tax in Lewis county."

An act to regulate the number and pay of juries in justices', police, city, and quarterly courts.

An act to amend an act to incorporate the town of Millerstown, in Grayson county.

An act for the benefit of the town of Sherburne, Fleming county.

An act to amend the charter of Slaughtersville, Webster county, approved March 23d, 1871.

An act to incorporate the Beech Grove Sunday School Union, of Campbell county.

Resolution inviting Professor Shaler to deliver an address on the mineral and timber resources of the State.

That they had passed bills of the following titles, viz:

1. An act appropriating $20 per annum, or so much thereof as may be necessary, to pay the postage on the official correspondence of the State Librarian.

2. An act to incorporate the Campbell Light and Gas Company.

3. An act giving the sheriff of McCracken county until the 10th March, 1880, in which to execute bond for the collection of the revenue and public dues for McCracken county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Appropriations; the 2d to the Committee on Courts of Justice, and the 3d was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following petitions and remonstrances was presented, viz:

By Mr. White—

1. The remonstrance of sundry citizens of Rockcastle county, against re-districting the State into judicial districts.

By Mr. Gathright—

2. The petition of sundry citizens of Louisville, praying the passage of an act to prevent the sale of liquor on the Sabbath day.

By Mr. Hays—

3. The petition of sundry citizens of Louisville, praying an amendment to the charter of said city, giving the general council the right to elect a sealer of weights and measures exclusive of the county levy court.

By same—

4. The remonstrance of the mayor and city council of the city of Louisville, against the passage of an act preventing the sale of liquors on the Sabbath.

By Mr. Skiles—

5. The petition of sundry citizens of Bowling Green, praying the location of the Branch Penitentiary at said city.

Which were received, the reading dispensed with, and referred—the 1st to the Special Committee on Re-districting the State; the 2d and 4th to the Committee on Religion and Morals; the 3d to the Committee on Propositions and Grievances, and the 5th to the Committee on the Penitentiary

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Newport and Licking Turnpike Road Company.

An act authorizing the city of Newport to issue bonds for certain purposes.

An act to protect game in the counties of Kenton, Campbell, Fayette, and Madison.

An act to amend the charter of the Jefferson Southern Pond Draining Company.

An act to authorize the county court of Woodford county to issue bonds to improve and enlarge the court-house of said county.

Resolution instructing our Senators and requesting our Representatives in Congress to procure an amendment to the act of Congress to pay Kentucky for enrolling, clothing, supplying, arming, and transporting troops in suppressing the rebellion.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Shackleford, from the Committee on Banks and Insurance—

A bill to incorporate the National Insurance Company.

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill for the benefit of the Shelby county court of claims.

By same—

A bill to incorporate the town of McHenry.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Thos. Johnson, from the Committee on Federal Relations, to whom was referred resolutions from the House of Representatives, of the following titles, viz:

Resolution in regard to property destroyed by the United States troops at Paducah in 1864;

Joint resolution for the benefit of the soldiers of the late war of 1861-'62, &c.;

Resolution instructing members in Congress from Kentucky to use their influence to have salary of President reduced to $25,000;

Reported the same without amendment.

Said resolutions were taken up, twice read, and concurred in.

The yeas and nays being required on concurring in the last named resolution by Messrs. Edwards and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Geo. T. Edwards,	W. O. Mize,
Alex. E. Adams,	Henry George,	Clifton J. Pratt,
Albert S. Berry,	Geo. T. Halbert,	G. W. Reeves,
Joseph Bertram,	R. G. Hays,	Ishmael H. Smith,
J. H. Bruce,	Sam. E. Hill,	Richard J. White,
M. T. Carpenter,	Thomas Johnson,	J. H. Wilkinson,
Attila Cox,	R. I. McQuiddy,	A. H. Willingham—21.

Those who voted in the negative, were—

James Blackburn,	C. N. Lewis,	A. B. Montgomery,
W. H. Frederick,	Thos. J. Megibben,	James Shackleford,
John T. Gathright,	D. G. Mitchell,	H. H. Skiles—10.
P. P. Johnston,		

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators in Congress be instructed, and our Representatives requested, to use all honorable means to have the salary of the President of the United States reduced to $25,000 per annum, in accordance with the known sentiments and wishes of a large majority of the United States.

2. *Resolved*, That his Excellency, Luke P. Blackburn, Governor of this Commonwealth, be directed to cause copies of the foregoing preamble and resolutions to be transmitted to each of said Senators and Representatives.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to amend and reduce

into one the several acts concerning the town of Versailles," approved March 6, 1868,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill for the benefit of the Agricultural Bureau of the Commonwealth of Kentucky.

Mr. Halbert moved to postpone the further consideration of said bill, and make it the special order of the day for Wednesday next.

And the question being taken thereon, it was decided in the negative.

Mr. White moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That to enable the Commissioner of Agriculture the better to carry into effect the purposes and objects of the act, entitled "An act to establish a Bureau of Agriculture," and approved March 20th, 1876, an appropriation of the sum of five hundred dollars per annum, for the period of two years, is hereby made, to be paid out of the State Treasury, and the Auditor is directed, on the order of the Commissioner, to draw his warrant on the Treasury payable to the Commissioner in such sums as the Commissioner may require—the aggregate amount not to exceed the sum of five hundred dollars per annum. The Treasurer is directed to pay the same out of any moneys in the Treasury not otherwise appropriated.

§ 2. The Commissioner is authorized to expend such sums of money out of said appropriation as may be necessary to test the virtue, by chemical analysis, of the various land fertilizers that are now or may hereafter be offered for sale within this State. He may also expend such sums as may be necessary for the payment of premiums offered for the best specimens of the production of the soil of the State, such as wheat, corn, hemp, tobacco, &c., and is hereby fully empowered to expend a part of said appropriation in analyzing soils when, in his opinion, it may be necessary to advance the agricultural interest of the State: *Provided*, That the same is not to constitute a part of, or be added to, the salary now allowed him by law.

§ 3. He shall not be required to expend any of the appropriation made under this act unless, in his opinion, it may be necessary to do so; and in no event shall he expend more than the sum hereby appropriated.

§ 4. He will give bond with surety to be approved by the Governor, for the faithful application of the moneys as required by this act; and will

report to the Governor on the first Monday in January, in each year, the manner and amount of expenditures made under the provisions of this act.

§ 5. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Charles D. Foote,	P. P. Johnston,
James Blackburn,	W. H. Frederick,	R. I. McQuiddy,
J. H. Bruce,	John T. Gathright,	Thomas J. Megibben,
M. T. Carpenter,	Clinton Griffith,	A. B. Montgomery,
A. R. Clarke,	R. G. Hays,	John W. Rowlett,
Attila Cox,	Sam. E. Hill,	James Shackleford,
Geo. T. Edwards,	Thomas Johnson,	Richard J. White—21.

Those who voted in the negative, were—

Cromwell Adair,	C. N. Lewis,	G. W. Reeves,
Alex. E. Adams,	D. G. Mitchell,	Ishmael H. Smith,
Joseph Bertram,	W. O. Mize,	J. H. Wilkinson,
Henry George,	Clifton J. Pratt,	A. H. Willingham—13.
George T. Halbert,		

Resolved, That the title of said bill be as aforesaid.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act to amend chapter 503 of the acts of 1878, entitled "An act to regulate the jurisdiction of quarterly courts and courts of justices of the peace,"

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

Mr. P. P. Johnston, from the joint special committee to visit the Deaf and Dumb Institution at Danville, presented the following report, viz:

To the General Assembly of the Commonwealth of Kentucky:

Your committee respectfully report that, in obedience to your resolution directing them to visit the Institution for the Deaf and Dumb at Danville, and ascertain and report if its buildings were suitable and adequate to meet the just demands on the State in behalf of that class of unfortunates, we arrived the night of the 2d inst., and remained the guests of the Institution until the morning of the 4th.

While there, we were simply regarded and treated as a small addition to their numerous family—ate with the inmates at the same table, visited them familiarly in the chapel and school-rooms, and participated in their evening amusements, where officers, teachers, pupils, and guests were on perfect equality, within certain rules that applied alike to all. It was touching and gratifying to observe the kindly home feeling and mutual respect and confidence pervading this large family, bound together by a common misfortune. It is impossible to pass laws to secure these results, without which a charity is cold and cruel. They can only be had by keeping the State charities in charge of self-sacrificing, kindly, pure, honorable, and high-toned ladies and gentlemen—qualities not likely to be possessed in a high degree by adepts in political intrigue or legislative manipulations.

The main building, a substantial and imposing structure, contains quarters for officers, teachers, and female pupils. The latter, your committee regretted to see, were compelled, by the construction of the building, to be occupants in common of very large apartments. The innate modesty of woman shrinks from that kind of publicity, and it should be respected. The sleeping apartments ought to be arranged for smaller numbers, where the occupants might, at some time, retire to hold communion with the All-pervading Power that watches over them, and with themselves.

The dining-room, kitchen, and laundry, each of which is grossly inadequate both in space and appointments, are also in this building. These last defects it is proposed to remedy by the erection of an addition for an extension of the dining-room for a kitchen, laundry, and engine-room.

This large building, as are all the others, is supposed to be heated by the old-fashioned coal stoves. The consequent variations of temperature secure all the time more or less discomfort from that cause. Your committee was forcibly impressed with the necessity for the erection of an engine as a basis for economy, comfort, convenience, and cleanliness, for heating the various apartments, for laundry purposes, and for a sufficient water supply. This last is imperatively demanded at the earliest moment by every consideration of prudence. We are paying an enormous interest on the cost of this safeguard annually by way of insurance, to say nothing of obvious hygienic considerations. We are informed that, years ago, the Institution acquired the right to use water from a spring, 2,000 feet distant, which would furnish an inexhaustible supply.

The accommodations for the boys have the appearance of a make-shift, which was originally intended to be used only until others more suitable could be procured; yet the boys who first occupied the building have grown to be old men, and the State has continued to crowd others into it, until now, we are reliably informed, that the average breathing space is but little over half that allowed to each British soldier in barracks.

Appreciating fully the all-pervading spirit of retrenchment and reform, your committee examined this venerable edifice with great care, to see in what way it could be economically used, and came to the conclusion that it ought to be pulled down and the brick and stone used in the construction of a new one.

There can be no question about the urgent necessity for a new building for the boys; its extent is, however, a matter of consideration. Your committee believe it ought to be for the accommodation of at least one hundred pupils, with apartments for male teachers, rooms for study, and a large hall, to be used not only as a chapel, but for general purposes, such as recreation, amusements, &c., when all the children are brought together.

We would not recommend the building of a chapel, as an independent improvement, though the room now used for that purpose is small and otherwise unsuitable, but in connection with other improvements that cannot be humanely postponed, we are of the opinion that it ought to be built, and that the present chapel can be advantageously used as a study or work shop.

We were impressed with the belief that ample facilities ought to be provided for teaching the more advanced pupils certain useful branches of mechanics.

The number of students in attendance the year ending Oct., 1879, was 86, while the present session of the Institution, under the wise administration of its accomplished principal, opened with 115. The increase, of course, will not continue at that rate; but we are satisfied, from all the facts and statistics we could gather, that the just demands of that class of unfortunates on the State will, at an early day, require accommodations for at least two hundred students; and that a true economy requires that, in meeting the pressing wants of the hour, we also make provision for those that will come a little later.

Your committee are of the opinion that $15,000 ought to be appropriated for the erection of an engine, heating arrangements, and the kitchen, laundry, and dining-room improvements already suggested, and $25,000 for the construction of suitable accommodations for the boys, a chapel, &c.

Such further details as we may have we will hold ourselves in readiness to give on the floors of our respective houses.

P. P JOHNSTON,
Senate,
REUBEN CONNER,
B. F. CAMP,
House of Representatives.

Ordered, That said report be printed, and referred to the Committee on Charitable Institutions.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Frederick—

1. A bill to amend chapter 92, article 8, title "Revenue and Taxation."

On motion of Mr. Shackleford—

A bill for the benefit of Thos. B. Bullock, of Lewis county.

On motion of Mr. Reeves—

3. A bill to incorporate the Aucher Mutual Benefit Association of Kentucky.

On motion of Mr. Edwards—

4. A bill to improve the turnpike roads of Logan county.

On motion of Mr. Rowlett—

5. A bill for the benefit of John E. Abbott, late sheriff of Hart county.

On motion of Mr. George—

6. A bill for the benefit of E. J. Derrington, of Fulton county.

Ordered, That the Committee on General Statutes prepare and bring in the 1st; the Committee on Propositions and Grievances the 2d and 5th; the Committee on Courts of Justice the 3d; the Committee on Internal Improvement the 4th, and the Committee on Claims the 6th.

And then the Senate adjourned.

FRIDAY, FEBRUARY 13, 1880.

In the absence of the regular Speaker, and at his request, Hon. J. H. Bruce took the Chair and presided.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act requiring the Jefferson county court to appoint a measurer of tan-bark for said county," approved March 21st, 1872.

An act to prohibit the sale of spirituous, vinous, or malt liquors in the village of Jacksonville, Bourbon county, or within two miles of said town.

An act for the benefit of public roads in Meade and other counties.

An act legalizing and authorizing the Gallatin county court to levy a tax and issue bonds for public improvements.

An act to incorporate the Menifee Gravel Road Company.

An act to incorporate the Knights of St. George, of Covington, Kentucky.

An act to amend the charter of the Hanging Fork and Green River Turnpike Road Company.

An act to change the name and amend the charter of the Newport Cemetery Company, in Campbell county.

An act to incorporate the Hickman Lumber and Manufacturing Company, in Fulton county.

That they had passed a bill, which originated in the Senate, of the following title, viz:

An act to amend an act, entitled "An act to amend chapter 94 of the General Statutes."

That they had disagreed to a bill, which originated in the Senate, of the following title, viz:

An act to amend section 55, Criminal Code of Practice.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act for the benefit of Riley Branham, tax assessor for Carter county.

2. An act conferring special jurisdiction on the judge of the Boone county court in road cases.

3. An act to amend an act, entitled "An act to provide for liens for laboring and supply men," approved March 20th, 1876.

4. An act for the benefit of John M. Ready, of Garrard county.

5. An act to amend chapter 92, General Statutes, entitled "Revenue and Taxation."

6. An act to amend an act, entitled "An act to define the duties and fix the compensation of the Public Printer and Binder," approved March 11th, 1878.

7. An act to amend section 8, article 13, chapter 38, General Statutes.

8. An act to amend section 550 of an act, entitled "An act regulating practice in civil cases," approved March 20th, 1876.

9. An act to legalize the administration of oaths to appraisers of property by the marshal of the Louisville chancery court and his deputies.

10. An act for the benefit of Thomas Jones, ex-sheriff of Campbell county.

11. Resolution requesting our members in Congress to urge the passage of a law to pay certain citizens of Cynthiana for property destroyed by fire during a military engagement in said town during the late civil war.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st and 4th to the Committee on Propositions and Grievances; the 2d and 9th to the Committee on the Judiciary; the 3d, 5th, and 7th to the Committee on General Statutes; the 6th to the Committee on Printing; the 8th to the Committee on Codes of Practice; the 10th to the Committee on Finance, and the 11th, the resolution, to the Committee on Federal Relations.

The following petition was presented, viz:

By Mr. Hays—

The petition of sundry citizens of Louisville, asking the passage of an act allowing the city council of Louisville to elect a sealer of weights and measures, and regulate his fees.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 13, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

D. H. Bradley, Caldwell county.
J. E. Potter, Warren county.
Frank Gilmore, Fayette county.
C. S. Mueller, Jefferson county.
C. B. Compton, Jefferson county.
A. Lee Barrett, Martin, Johnson, and Lawrence counties.
G. W. Hurt, Clinton, Wayne, Cumberland, and Russell counties.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Skiles, from the Committee on Courts of Justice, reported a bill, entitled

A bill to amend section 4, chapter 97, of the General Statutes, title "Seal of the Commonwealth and of the Secretary of State."

Mr. Montgomery moved to recommit said bill to the Committee on Courts of Justice.

And the question being taken thereon, it was decided in the affirmative.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Mt. Sterling."

By same—

An act to authorize the constable in the first magisterial district in the county of Franklin to appoint a deputy.

By Mr. Skiles, from same committee—

An act to incorporate the Woodford Hotel Company, and to repeal an act to incorporate the Woodford Hotel Company, approved March 10th, 1869.

By same—

An act to change the time of holding the county court of Woodford county.

By Mr. Carpenter, from same committee—

An act to authorize the county courts to fix the time of holding the quarterly courts of this Commonwealth.

By same—

An act to authorize the judge of the Henderson county court to settle the accounts of W. B. Washington, trustee of F. B. Cromwell.

By same—

An act to authorize the levy court of Livingston county to levy an additional ad valorem tax.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the committee directed to prepare and bring in the same, viz:

By Mr. Skiles, from the Committee on Courts of Justice—

A bill to incorporate the Aucher Mutual Benefit Association of Kentucky.

By same—

A bill for the benefit of Ernest Tyler, of Shelby county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration the motion heretofore entered by Mr. Gathright, to reconsider the vote by which the Senate had passed a bill, entitled

An act regulating the city court of Louisville and the remuneration of its officers.

And the question being taken thereon, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as also that ordering it to be read a third time, were reconsidered.

Mr. Gathright moved to reconsider the vote by which the Senate had adopted the amendments to said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright moved the following as a substitute for the amendments heretofore adopted to said bill, viz:

Strike out of section 4 the following words, viz: "Such a salary per annum as its general council may allow him; but said salary shall not exceed fifteen hundred dollars per annum," and insert in lieu thereof the following: "a salary of fifteen hundred dollars per annum."

Also strike out section nineteen, and insert in lieu thereof the following:

§ 19. So much of this act as applies to the fees and salaries of the clerk and marshal of said court, shall take effect from and after the expiration of the terms of the present incumbents of said offices, and the remainder of said act shall take effect from and after its passage.

Strike out the following words after the word "day," in the ninety-fourth line of section six: "Said clerk shall, on due conviction, and for the first offense, be fined $20 00, and for the second offense the court shall try the clerk for the offense named; and if he be found guilty, the court shall declare his office vacant, and it shall be filled in the manner provided for above." Insert in lieu of the foregoing the following words: "Said clerk shall be guilty of a misdemeanor, and, upon due conviction, shall be fined twenty dollars for every offense."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred leave to bring in a bill, entitled

A bill to amend the bastardy laws of the Commonwealth,

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	A. R. Clarke,	R. I. McQuiddy,
Joseph Bertram,	Attila Cox,	A. B. Montgomery,
James Blackburn,	W. H. Frederick,	Clifton J. Pratt,
J. H. Bruce,	John T. Gathright,	G. W. Reeves,
M. T. Carpenter,	Henry George,	H. H. Skiles—15.

Those who voted in the negative, were—

Alex. E. Adams,	Thomas Johnson,	John W. Rowlett,
Albert S. Berry,	P. P. Johnston,	James Shackleford,
Geo. T. Edwards,	C. N. Lewis,	Ishmael H. Smith,
Charles D. Foote,	T. J. McElrath,	Richard J. White,
George T. Halbert,	D. G. Mitchell,	J. H. Wilkinson,
R. G. Hays,	W. O. Mize,	A. H. Willingham—19.
Sam. E. Hill,		

Said bill was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*. That in all bastardy cases now pending, or that may hereafter be instituted in the courts of competent jurisdiction in this Commonwealth, charging a party with being the father of a child born out of wedlock, and the defendant in such suit leaves the State, or so conceals himself that process cannot be served upon him, may, by order of the court in which the suit is pending, be constructively served, upon the return of the proper officer that the defendant is said to be a non-resident of the State, or has left the same, or so conceals himself that the process cannot be served; or upon affidavit of the mother of the child to the same effect. Whereupon, after the lapse of twenty days from such constructive service, the trial shall proceed (each party being otherwise ready to try) to judgment as in other civil cases; and the judgment enforced out of any property the defendant may have within the limits of this State, by ordinary execution or *fi. fa.* in the name of the Commonwealth of Kentucky, for the benefit of the mother of the bastard, if the mother be living, if not, for the use of the child.

§ 2. *Be it further enacted*, That execution as aforesaid may issue on said judgment, from time to time, on the motion of the mother, or her representative or attorney, until the judgment is satisfied.

§ 3. *Be it further enacted*, That all laws or parts of laws in conflict with this act are hereby repealed.

Mr. Hill moved an amendment to said bill.

Pending the consideration of said bill and proposed amendment, Mr. Hays moved to refer them to the Committee on Religion and Morals.

And the question being taken thereon, it was decided in the affirmative.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Berry—

1. A bill for the benefit of John Henry Morton, of Frankfort, Kentucky.

On motion of same—

2. A bill, entitled "An act to incorporate the Henry Clay Mutual Savings Association."

On motion of Mr. Adair—

3. A bill to increase the amount of petit larceny, and punish the same.

On motion of same—

4. A bill for the benefit of Roxana Hughes, of Union county.

On motion of same—

5. A bill for the benefit of Union county, re-enacting and amending an act approved February 20th, 1878, entitled "An act for the benefit of Union county, authorizing the county court of said county to refund the court-house and jail debts of Union county."

On motion of same—

6. A bill to confer jurisdiction in certain cases of misdemeanor on the judges of the quarterly courts.

On motion of same—

7. A bill to amend the charter of Uniontown.

On motion of Mr. P. P. Johnston—

8. A bill to incorporate the Agricultural and Mechanical College, and to provide for the future management and administration thereof.

On motion of Mr. Hill—

9. A bill to amend section 153 of the Criminal Code.

On motion of same—

10. A bill to amend the charter of the town of Bremen, in Muhlenburg county.

On motion of same—

11. A bill for the benefit of C. B. Wickliffe, of Muhlenburg county.

On motion of Mr. Bruce—

12. A bill to incorporate the Carpenter and Houstonville Station Turnpike Road Company.

On motion of Mr. Rowlett—

13. A bill for the benefit of James Goren, of Hart county.

On motion of Mr. Pratt—

14. A bill, entitled "An act to amend an act, entitled 'An act to amend and reduce into one the several acts concerning the town of Madisonville,'" approved February 13, 1873.

On motion of Mr. Berry—

15. A bill to amend section 24 of the charter of Newport.

On motion of same—

16. A bill to repeal section 29 of the charter of Newport in relation to weights and measures.

On motion of same—

17. A bill to repeal so much of the charter as creates the office of weigher and measurer of Newport, Kentucky.

On motion of same—

18. A bill to amend and change certain words in the first section of the revised and amended charter, &c., of Newport, Kentucky.

On motion of Mr. Adams—

19. A bill to change the mode of electing common school commissioners.

Ordered, That the Committee on Claims prepare and bring in the 1st and 13th; the Committee on General Statutes the 2d, 3d, 5th, 6th, 7th, 15th, 16th, 17th, 18th, and 19th; the Committee on Finance the 4th and 13th; the Committee on Education the 8th; the Committee on Codes of Practice the 9th and 10th; the Committee on Propositions and Grievances the 11th; the Committee on Internal Improvement the 12th, and the Committee on the Judiciary the 14th.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

Pending the further consideration of which, Mr. Foote moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

SATURDAY, FEBRUARY 14, 1880.

A message was received from the House of Representatives, announcing that they had concurred in an amendment proposed by the Senate to a resolution, which originated in the House of Representatives, entitled

Resolution raising a joint committee to ascertain and report the number of days that the Court of Appeals was in session, &c.

That they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act regulating the city court of Louisville and the remuneration of its officers.

An act to authorize the county court of Jessamine county to levy an ad valorem tax of twenty-five cents on the one hundred dollars for county purposes.

That they had passed bills of the following titles, viz:

1. An act to amend an act incorporating the New Castle and Eminence Turnpike Road, in Henry county.

2. An act to amend an act, approved March 3d, 1856, entitled "An act to amend an act to incorporate the Greenville Female College," approved February 11th, 1854.

3. An act to authorize the guardian for Pearl Rice to invest her money in U. S. bonds.

4. An act for the benefit of Polk Dittoe, late sheriff of Henry county.

5. An act to charter the town of Ewing.

6. An act to incorporate the town of Poplar Plains, in Fleming county, and to amend and reduce into one the several acts in relation thereto.

7. An act authorizing the commissioners of the sinking fund of the city of Louisville to sell, dispose of, and transfer the stock of the Louisville and Nashville Railroad Company held by said commissioners for said city.

8. An act to create and regulate the office of county treasurer in Campbell and Kenton counties.

9. An act to amend an act, entitled "An act to amend the charter of the town of Parkland," approved March 10th, 1870.

10. An act releasing sureties of M. C. Rowland, late sheriff of Marshall county, from further liability on a judgment in the Franklin circuit court.

11. An act to incorporate the Kentucky Historical Society.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 5th, and 6th to the Committee on Internal Improvement; the 2d to the Committee on Education; the 3d, 8th, 9th, and 10th to the Committee on General Statutes; the 4th to the Committee on Propositions and Grievances; the 7th to the Committee on the Sinking Fund, and the 11th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following petition was presented, viz:

By Mr. Adams—

The petition of sundry citizens of Harlan county, praying the passage of an act reducing the magistrates' districts in said county from twelve to six.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Blackburn read and laid on the table the following joint resolution, viz:

Whereas, General Humphrey Marshall, late of Louisville, Kentucky, Lt. Col. Ezekiel Fields, late of Woodford county, Kentucky, and Maj. Thomas T. Hawkins, late of Louisville, Kentucky, did gallant service with the Kentucky troops in our war with Mexico, and have since died; therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That the right of burial in that portion or lot of ground owned by the State of Kentucky, in the Frankfort Cemetery, is hereby granted to the late Gen. Humphrey Marshall, Lt. Col. Ezekiel Fields, and Maj. Thomas T. Hawkins; and that their graves shall be cared for as the graves of other Mexican soldiers buried in said cemetery are cared for.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. McQuiddy moved the following resolution, viz:

Resolved, That the Judge of the United States circuit and district courts be allowed the use of the Senate Chamber for the purpose of holding the United States courts in, when the said chamber is not occupied by

the Senate: *Provided*, That the United States shall keep said room in good repair and order while occupying the same: *And provided further*, That any future Senate may repeal this resolution at any time.

Which was read and adopted.

Mr. White moved the following resolution, viz:

Resolved, That the Committee on Retrenchment and Reform bring in a bill reducing the per diem of members of the General Assembly to three dollars, mileage to five cents per mile, and stationery to five dollars per member; also, to report a bill making it a penal offense for all officials of the Commonwealth, including members of the General Assembly, to receive free passes on railroads, and use the same during their terms of office.

Mr. Hays moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	C. N. Lewis,
Alex. E. Adams,	W. H. Frederick,	T. J. McElrath,
Albert S. Berry,	John T. Gathright,	R. I. McQuiddy,
Joseph Bertram,	Henry George,	Thos. J. Megibben,
James Blackburn,	Clint. Griffith,	G. W. Reeves,
J. H. Bruce,	Geo. T. Halbert,	John W. Rowlett,
M. T. Carpenter,	R. G. Hays,	H. H. Skiles,
A. R. Clarke,	Sam. E. Hill,	Ishmael H. Smith,
Attila Cox,	Thomas Johnson,	J. H. Wilkinson,
Geo. T. Edwards,	P. P. Johnston,	A. H. Willingham—30.

Those who voted in the negative, were—

A. B. Montgomery,	Clifton J. Pratt,	Richard J. White—3.

Mr. Thos. Johnson, from the Committee on Federal Relations, to whom was referred a resolution from the House of Representatives, of the following title, viz:

Resolution in relation to the erection of a Federal court building at the seat of government,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

Bills from the House of Representatives, of the following titles, were reported from the committee to whom they had been referred, viz:

By Mr. McElrath, from the Committee on Codes of Practice—

An act to incorporate the town of Hazard, in Perry county.

By Mr. Wilkinson, from same committee—

An act to amend the charter of the Poplar Mountain Coal Company, and acts amendatory thereto.

With an amendment to each of said bills.

Which were adopted.

Ordered, That said bills, as amended, be read a third time.

Said bills were read a third time.

The question was then taken on the passage of said bills, and it was decided in the affirmative.

Resolved, That the titles of said bills be as aforesaid.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of M. E. Jett, Thos. Woods, and H. B. Higgins,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, authorized to draw his warrant upon the Treasurer in favor of M. E. Jett for the sum of sixty dollars, in favor of H. B. Higgins for forty dollars, and in favor of Thomas Woods for the sum of thirty-three dollars and fifty cents, to be paid out of any money in the Treasury not otherwise appropriated. Said amounts are in full of the services rendered by said Jett, Wood, and Higgins, as commissioners, appointed under an act of the General Assembly to settle the accounts of S. L. Chevis against the Commonwealth for work done by said Chevis on the Eastern Lunatic Asylum.

§ 2. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	W. O. Mize,
Alex. E. Adams,	John T. Gathright,	A. B. Montgomery,
Albert S. Berry,	Henry George,	Clifton J. Pratt,
James Blackburn,	George T. Halbert,	John W. Rowlett,
J. H. Bruce,	R. G. Hays,	H. H. Skiles,
M. T. Carpenter,	Thomas Johnson,	Ishmael H. Smith,
A. R. Clarke,	P. P. Johnston,	Richard J. White,
Attila Cox,	C. N. Lewis,	J. H. Wilkinson,
Geo. T. Edwards,	T. J. McElrath,	A. H. Willingham—29.
Charles D. Foote,	R. I. McQuiddy,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on General Statutes—

A bill to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General Statutes," approved January 24th, 1880.

By Mr. Adair, from same committee—

A bill for the benefit of Union county, re-enacting and amending an act approved February 20th, 1878, entitled "An act for the benefit of Union county, authorizing the county court of said county to refund the court-house and jail debts of Union county."

By Mr. Halbert, from the Committee on Religion and Morals—

A bill to incorporate the trustees of the First Presbyterian Church of Louisville.

By Mr. Edwards, from same committee—

A bill for the benefit of Berea Church, in Logan county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carpenter, from the committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the clerks of the circuit, criminal, common pleas, county, and quarterly courts of this Commonwealth,

Reported the same without amendment.

Mr. Montgomery moved to amend said bill by adding the words "and sheriffs" after the word "clerks," in the 4th line of the 1st section of said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Montgomery also moved to strike out the words "five years," were they occur in the 2d section of said bill, and insert the words "eight years" in lieu thereof.

And the question being taken thereon, it was decided in the negative.

Mr. Skiles moved to amend said bill by striking the words "five years" out of the 2d section thereof, and inserting in lieu thereof the words "eight years."

And the question being taken thereon, it was decided in the affirmative.

Mr. Hays moved to postpone the further consideration of said bill and make it the special order of the day for Friday, the 20th inst.

And the question being taken thereon, it was decided in the affirmative.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of S. M. Spradling, clerk of the Wolfe county court,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carpenter and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	Clifton J. Pratt,
Albert S. Berry,	R. G. Hays,	G. W. Reeves,
Attila Cox,	Samuel E. Hill,	John W. Rowlett,
Geo. T. Edwards,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson,
Henry George,	W. O. Mize,	A. H. Willingham—18.

Those who voted in the negative, were—

Cromwell Adair,	Clinton Griffith,	D G. Mitchell,
James Blackburn,	P. P. Johnston,	A. B. Montgomery,
M. T. Carpenter,	T. J. McElrath,	H. H. Skiles,
Charles D. Foote,	R. I McQuiddy,	Richard J. White—13.
John T. Gathright,		

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That after the passage of this act it shall be lawful for S. M. Spradling, clerk of the Wolfe county court, to practice law in all the courts of this Commonwealth except Wolfe county court.

§ 2. This act shall take effect from its passage.

The rule of the Senate being dispensed with, the question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clinton Griffith,	D. G. Mitchell,
Albert S. Berry,	Geo. T Halbert,	W. O. Mize,
Attila Cox,	R. G. Hays,	Clifton J. Pratt,
Geo. T. Edwards,	Samuel E. Hill,	G. W. Reeves,
W. H. Frederick,	Thomas Johnson,	Ishmael H. Smith,
John T. Gathright,	C. N. Lewis,	J. H. Wilkinson,
Henry George,	T. J. McElrath,	A. H. Willingham—21.

Those who voted in the negative, were—

Cromwell Adair,	A. R. Clarke,	Alex. B. Montgomery,
James Blackburn,	Chas. D. Foote,	H. H. Skiles,
J. H. Bruce,	P. P. Johnston,	Richard J. White—11.
M. T. Carpenter,	R. I. McQuiddy,	

Mr. Hays moved to reconsider the vote by which the Senate had passed said bill.

Mr. Mitchell moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	John T. Gathright,	D. G. Mitchell,
Albert S. Berry,	Clinton Griffith,	W. O. Mize,
M. T. Carpenter,	George T. Halbert,	A. B. Montgomery,
Attila Cox,	R. G. Hays,	Clifton J. Pratt,
Geo. T. Edwards,	Sam. E. Hill,	G. W. Reeves,
Charles D. Foote,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson—21.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	H. H. Skiles,
James Blackburn,	P. P. Johnston,	Richard J. White,
J. H. Bruce,	R I. McQuiddy,	A. H. Willingham—9.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

Mr. Halbert moved to postpone the further consideration of said bill and make it the special order of the day for Tuesday next.

And the question being taken thereon, it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for publishing the decisions of the Court of Appeals.

On motion of Mr. Foote,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Wednesday next, at 12 o'clock, M., and from day to day until disposed of.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Richard Board;

An act to authorize the Mercer county court to convey to the trustees of the town of Harrodsburg a section of the court-house square for certain purposes;

An act to incorporate the Catholic Mutual Benefit Association of Maysville, Kentucky;

An act to amend and reduce into one the various acts in regard to the town of Bloomfield;

An act for the benefit of the Bank of Hopkinsville;

An act to incorporate the Dry Run and Oxford Turnpike Road Company;

An act to incorporate the High Bridge Camp Meeting Association, in Jessamine county;

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Centerville, Bourbon county, or within two miles of said town;

An act for the benefit of E. F. Alexander and others, of Calloway county;

An act to amend an act, entitled "An act to incorporate the Danville and Perryville Turnpike Road Company," approved February 23d, 1846;

An act to empower the Deposit Bank of Midway, Kentucky, to reduce its capital stock;

An act to incorporate Roberts Lodge, No. 172, Free and Accepted Masons, in Fulton county;

An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved February 24th, 1868;

An act to bestow medals upon William Devan, John Gillooly, and John Tully for heroic deeds;

Resolution instructing our Senators and requesting our Representatives in Congress to use their efforts to secure the passage of a bill now pending in the United States Congress for the establishment of a life station at the Falls of the Ohio river at Louisville;

And an enrolled bill, which originated in the Senate, entitled

An act to incorporate the Grand Central Building and Savings Association of Newport, Campbell county;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Union Express Company."

Mr. P. P. Johnston moved to print said bill, and make it the special order of the day for Thursday next.

Mr. Hays moved to amend said motion by making it the special order from day to day.

And the question being taken thereon, it was decided in the affirmative.

Mr. Montgomery moved a division of the question on Mr. P. P. Johnston's motion, as amended.

Which was granted.

The question was then taken on printing said bill, and it was decided in the affirmative.

The question was then taken on making said bill the special order of the day for Thursday, the 19th inst., and from day to day until completed, and it was decided in the affirmative.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Bruce—

1. A bill for the benefit of Moses Davis, of Garrard county.

On motion of Mr. Clarke—

2. A bill to amend the charter of the Foster Turnpike Road Company.

On motion of Mr. Smith—

3. A bill for the benefit of Wm. C. Newman, of Metcalfe county.

On motion of Mr. Hays—

4. A bill to further protect game in this Commonwealth.

On motion of same—

5. A bill to amend the charter of the Louisville, Cincinnati and Lexington Railway Company.

On motion of Mr. Adams—

6. A bill to authorize the appointment of deputy jailers in this Commonwealth.

Ordered, That the Committee on Claims prepare and bring in the 1st; the Committee on Internal Improvement the 2d; the Committee on Propositions and Grievances the 3d; the Committee on General Statutes the 4th and 6th, and the Committee on Railroads the 5th.

The Senate took up for consideration a resolution, entitled

Resolution in regard to the circuit court clerk's office of Jefferson county.

Mr. Adair moved an amendment to said resolution.

Pending the consideration of said resolution and proposed amendment, Mr. Foote moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

MONDAY, FEBRUARY 16, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed an enrolled bill, which originated in the House of Representatives, of the following title, viz:

An act to amend an act, entitled "An act to incorporate the Danville and Perryville Turnpike Road Company," approved February 23d, 1846.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to repeal an act, entitled "An act establishing a criminal court in the sixth judicial district and in Hardin county," approved February 23d, 1876, and all acts amendatory thereto.

An act to repeal an act creating a common pleas court in the counties of Boyle, Garrard, Lincoln, &c.

An act to incorporate the Maysville Agricultural and Mechanical Association.

An act to incorporate the Mason County Building and Savings Association.

An act to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Falmouth," approved April 5th, 1878.

An act to appropriate money for the expenses incurred by the joint committee of the two Houses to investigate the management and control of the Western Lunatic Asylum and Asylum for the Blind.

An act to incorporate the National Teachers' Life Insurance Company.

An act to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General Statutes," approved January 24th, 1880.

An act to incorporate the trustees of the First Presbyterian Church of Louisville.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to incorporate the Independence Cemetery Company.

2. An act to establish a system of common schools for the town of Louisa, and so much of school district No. 1 as may be outside the corporate limits of said town.

3. An act to amend the charter of the Kentucky Central Railroad Company.

4. An act authorizing K. F. Leslie to erect a mill-dam across John's creek, in Pike county.

5. An act to change the county lines of Pike and Martin counties on the lands of Benjamin Taylor.

6. An act to increase the jurisdiction of the justices of the peace of Lewis, Laurel, Rockcastle, and Larue counties.

7. An act to amend the charter of the Maysville District Camp Meeting Association of the Methodist Episcopal Church.

8. An act to incorporate the town of McKinney, Lincoln county.

9. An act to allow the heirs of J. B. Dupriest to redeem their lands sold for taxes to the State.

10. An act providing for the re-funding of a bonded debt of Lincoln county, and to provide for the payment of the principal and interest of the same.

11. An act to amend an act, entitled "An act to prohibit the sale of spirituous, vinous, and malt liquors in the village of Paint Lick, Garrard county," approved March 16th, 1871.

12. An act to amend an act and reduce into one the several acts in regard to the city of Lebanon.

13. An act to amend the charter of the town of New Market, in Marion county.

14. An act to incorporate Calvert City Lodge, No. 265, Independent Order of Odd Fellows, of Calvert City, Kentucky.

15. An act for the benefit of common school district No. 4, in McCracken county.

16. An act to incorporate the town of Big Spring, in the counties of Meade, Hardin, and Breckinridge.

17. An act to incorporate the Ten Broeck Race and Fair Company, of Big Spring, Kentucky.

18. An act to repeal so much of an act approved March 5th, 1850, as extends jurisdiction of police judge of Harrodsburg in civil cases over the county of Mercer.

19. An act to empower the county court of Mercer county to make subscriptions to the capital stock in turnpike roads in Mercer county.

20. An act to revise and reduce into one the charter and various amendments of the town of Frenchburg, in Menifee county.

21. An act for the benefit of Jno. A. Young, of Montgomery county.

22. An act to prevent trespass in Nicholas county.

23. An act for the benefit of W. F. Gregory, late judge of Ohio county court.

24. An act for the benefit of Thos. J. Smith, late sheriff of Ohio county.

25. An act for the benefit of common school district No. 14, Oldham county.

26. An act for the benefit of J. W. Lee, of Trimble county.

27. An act to amend an act, entitled "An act to amend and reduce into one all previous acts incorporating the town of Owenton, in Owen county," approved February 27th, 1867, and the acts amendatory thereto.

28. An act for the benefit of Thomas Gray, sheriff of Owen county.

29. An act for the benefit of M. D. Haun, Calvin Hatfield, and Starling Stendfill.

30. An act to authorize the Shelby Railroad to issue and sell its mortgage bonds to pay its present bonded debts.

31. An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company.

32. An act to extend the time for the completion of the Alexandria and Flag Spring Turnpike, in Campbell county.

33. An act to incorporate the town of Willisburg, Washington county.

34. An act to incorporate the Cornishville and Sharpsville Turnpike Road Company.

35. An act to authorize the late vice chancellor of the Louisville chancery court to sign certain orders and proceedings in said court.

36. An act to establish a voting precinct at Chatham, Bracken county.

37. An act to incorporate the town of Port Royal, in Henry county.

38. An act to incorporate the town of New Campbellsburg, in Henry county.

39. An act to incorporate the Union Benevolent Society, No. 2, of Owensboro.

40. Resolution of thanks to Col. J. A. Hogeland, of Louisville.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st, 8th, 10th, 12th, 13th, 16th, 17th, 18th, 20th, 26th, 33d, 35th, 37th, 38th, and 39th to the Committee on the Judiciary; the 2d, 15th, and 25th to the Committee on Education; the 3d, 30th, and 31st to the Committee on Railroads; the 4th, 5th, 22d, 23d, 24th, and 36th to the Committee on Propositions and Grievances; the 6th to the Committee on Courts of Justice; the 7th, 11th, and 14th to the Committee on Religion and Morals; the 9th to the Committee on Finance; the 19th, 32d, and 34th to the Committee on Internal Improvement; the 21st, 28th, and 29th to the Committee on Claims; the 27th to the Committee on the Sinking Fund, and the 40th, the resolution, to the Committee on Immigration and Labor.

The following petition was presented, viz:

By Mr. Berry—

The petition of sundry citizens of Campbell county, in regard to Wilmer bridge, in said county.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Skiles, from the Committee on Courts of Justice—

An act to repeal an act, entitled "An act providing for the appointment of a county treasurer for Lincoln county."

By same—

An act creating the office of county treasurer of Lincoln county, and to provide for his election by the Lincoln county court.

By Mr. Carpenter, from same committee—

An act to amend section 10 of chapter 100 of General Statutes, entitled "Sheriffs."

By same—

An act allowing the constables of the magisterial districts of Warren county to appoint one deputy.

By Mr. Wilkinson, from the Committee on Codes of Practice—

An act to incorporate the St. Joseph's Ursuline Academy, in Daviess county.

By Mr. P. P. Johnston, from same committee—

An act to amend an act, entitled "An act to authorize the McKee Lodge, No. 35, Independent Order of Odd Fellows, at Versailles, Kentucky, to issue bonds," approved February 16th, 1872.

By Mr. Adair, from the Committee on Appropriations—

An act appropriating $20 per annum, or so much thereof as may be necessary, to pay the postage on the official correspondence of the State Librarian.

By Mr. Edwards, from the Committee on the Judiciary—

An act to legalize the levy of ten cents on the hundred dollars of the taxable property of Washington county, made by the Washington county court at its October term, 1879.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act, entitled "An act to amend the charter of the town of Parkland," approved March 10th, 1870.

By same—

An act to empower the court of claims of Shelby county to levy an additional ad valorem tax.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of J. C. Cole, clerk of the Lee circuit court,

Reported the same with an amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That after the passage of this act it shall be lawful for J. C. Cole, clerk of the Lee circuit court, to practice law in all the courts of this Commonwealth except the Lee circuit court.

§ 2. This act shall take effect from and after its passage.

Said proposed amendment reads as follows, viz:

Amend by striking out the 1st section, and insert the following: "That it shall be lawful for the clerks of the courts of this Commonwealth to practice law in all of the courts of this Commonwealth."

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry, George T. Halbert, Richard J. White—3.

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Alex. E. Adams,	Henry George,	W. O. Mize,
Joseph Bertram,	Clinton Griffith,	A. B. Montgomery,
James Blackburn,	R. G. Hays,	Clifton J. Pratt,
M. T. Carpenter,	Samuel E. Hill,	H. H. Skiles,
Attila Cox,	Thomas Johnson,	Ishmael H. Smith,
Geo. T. Edwards,	P. P. Johnston,	J. H. Wilkinson,
W. H. Frederick,	C. N. Lewis,	A. H. Willingham—24.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

Mr. Carpenter moved to reconsider the vote by which the Senate refused to order said bill to be read a third time.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	P. P. Johnston,	W. O. Mize,
A. R. Clarke,	R. I. McQuiddy,	J. H. Wilkinson—7.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Alex. B. Montgomery,
Alex. E. Adams,	John T. Gathright,	Clifton J. Pratt,
Joseph Bertram,	Henry George,	H. H. Skiles,
James Blackburn,	Geo. T. Halbert,	Ishmael H. Smith,
M. T. Carpenter,	Samuel E. Hill,	Richard J. White,
Attila Cox,	Thomas Johnson,	A. H. Willingham—20.
Geo. T. Edwards,	C. N. Lewis,	

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed an enrolled bill, which originated in the Senate, of the following title, viz:

An act to incorporate the Grand Central Building and Savings Association of Newport, Campbell county.

Mr. Carpenter moved to reconsider the vote by which the Senate had, on yesterday, rejected a resolution proposed by Mr. White, entitled

Resolution directing Committee on Retrenchment and Reform to bring in a bill reducing the per diem, mileage, and stationery of members.

Which motion was simply entered.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 16, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

R. H. Thompson, Jefferson county.
James P. Barbour, Jefferson county.
James H. Mattingly, Marion county.
John B. Lindsey, Franklin county.
Charles H. Webb, Livingston county.
Duncan S. McLaren, Carter county.
Samuel C. Houck, Nelson county.
Joseph R. Langley, Floyd county.
John B. Ewan, Kenton county.
Ben. B. Taylor, Union county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. McElrath, from the Committee on the Judiciary—

A bill to authorize the trustees of the town of Carrollton to borrow money to pay their indebtedness to the Carrollton and Worthville Turnpike Road Company.

By Mr. Berry, from the Committee on Education—

A bill for the benefit of school district No. 4, in Campbell county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to re-enact and amend the town charter of the town of Dixon, in Webster county.

By Mr. Pratt, from the Committee on the Judiciary—

A bill to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Madisonville," approved February 13th, 1873.

By Mr. Edwards, from same committee—

A bill to amend the charter of the town of Adairville, in Logan county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. Skiles, leave of absence, indefinitely, was granted Messrs. Reeves and Wilkinson.

Mr. Skiles, from the Committee on Courts of Justice, to whom was recommitted a bill, entitled

A bill for the benefit of the lawyers of this Commonwealth,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be engrossed and read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	T. J. McElrath,
Albert S. Berry,	R. G. Hays,	W. O. Mize,
Geo. T. Edwards,	Sam. E. Hill,	Ishmael H. Smith,
W. H. Frederick,	Thomas Johnson,	Richard J. White—12.

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	A. B. Montgomery,
James Blackburn,	Geo. T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	P. P. Johnston,	H. H. Skiles,
A. R. Clarke,	C. N. Lewis,	J. H. Wilkinson,
Attila Cox,	R. I. McQuiddy,	A. H. Willingham—15.

So said bill was rejected.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That no lawyer's fees shall be collected by law in cases in the circuit courts, criminal courts, or common pleas courts of this Commonwealth, unless a written contract with the client is agreed and entered into by the parties in interest: *Provided*, This act shall not apply to any suit now pending in either of said courts.

§ 2. This act to take effect from its passage.

Mr. Carpenter, from the committee on Courts of Justice, to whom was referred leave to bring in a bill, entitled

A bill to incorporate the Kentucky Steam Heating and Electric Lighting Company,

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Clarke and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
James Blackburn,	John T. Gathright,	Clifton J. Pratt,
M. T. Carpenter,	Henry George,	Ishmael H. Smith,
A. R. Clarke,	P. P. Johnston,	Richard J. White—13.
Geo. T. Edwards,		

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	A. B. Montgomery,
Albert S. Berry,	Sam. E. Hill,	H. H. Skiles,
Joseph Bertram,	Thomas Johnson,	J. H. Wilkinson,
Attila Cox,	R I. McQuiddy,	A. H. Willingham—14.
Clinton Griffith,	W. O. Mize,	

Mr. Carpenter, from the Committee on Courts of Justice, then reported a bill, entitled

A bill to incorporate the Kentucky Steam Heating and Electric Lighting Company.

Which was read the first time.

Mr. Wilkinson, from the Committee on Codes of Practice, reported a bill, entitled

A bill to amend article 2, chapter 53, of General Statutes, entitled "Idiots and Lunatics."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Halbert moved that the further consideration of said bill be postponed until Tuesday, February 24th, 1880.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter no money shall be drawn from the public treasury for the support of any pauper idiot, found to be such by the inquisition of any court of competent jurisdiction of this Commonwealth.

§ 2. That hereafter the pauper idiots of the several counties of this Commonwealth shall be a charge upon, and be provided for by, their respective counties.

§ 3. That it shall be the duty of the court of claims, of any county having any pauper idiot residing therein, to provide for the maintenance and support of any such idiot at the annual term.

§ 4. That a person is a pauper idiot, within the meaning of this act, who has been found, by the verdict of a jury, to be an idiot, and that he has no estate sufficient for his support, and also that his parents, if alive, have not sufficient estate to maintain him, and that he is unable to work for his support; and the order of court making the allowance for the support of the idiot shall be made on proof that the idiot is then alive and a pauper.

§ 5. That if any court of claims of any county of this Commonwealth shall fail or refuse to make provision for the support of the pauper idiots in their county, as required by the provisions of section three of this act, the member or members so failing and refusing to make an appropriation therefor shall be guilty of a misdemeanor, and, upon conviction thereof, shall be fined in a sum not less than fifty nor more than one hundred dollars, recoverable by indictment in the circuit court.

§ 6 That the provisions of sections 1, 2, 3, 4, 5, 10, 12, of article 2, chapter 53, of the General Statutes, in conflict with this act, are hereby repealed.

§ 7. This act shall take effect from and after the passage of same.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Halbert and Bertram, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	Clifton J. Pratt,
Albert S. Berry,	John T. Gathright,	H. H. Skiles,
James Blackburn,	Henry George,	Ishmael H. Smith,
M. T. Carpenter,	Clint. Griffith,	Richard J. White,
A. R. Clarke,	P. P. Johnston,	J. H. Wilkinson,
Attila Cox,	T. J. McElrath,	A. H. Willingham—20.
Geo. T. Edwards,	A. B. Montgomery,	

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	C. N. Lewis,
Joseph Bertram,	Sam. E. Hill,	W. O. Mize—8.
George T. Halbert,	Thomas Johnson,	

Resolved, That the title of said bill be as aforesaid.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Edwards—

1. A bill to provide for the sale of the Governor's Mansion, and all the fixtures, furniture, and personal property connected therewith and owned by the State of Kentucky.

On motion of same—

2. A bill to authorize the holding of quarterly courts in the town of Adairville, Logan county.

On motion of Mr. Frederick—

3. A bill in regard to the election of a surveyor of the county of Jefferson.

On motion of Mr. Skiles—

4. A bill to charge for messages and dispatches sent in the Green and Barren River Telephone Line, and to protect the same from injury.

On motion of Mr. McElrath—

5. A bill for the benefit of Carroll county.

On motion of same—

6. A bill for the benefit of G. B. Pearce.

On motion of Mr. Pratt—

7. A bill to regulate the jurisdiction and define the duties of the Hopkins county court in laying the levy, appropriating money, and transacting the official business of the county.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, 2d, 3d, 5th, and 7th; the Committee on Internal Improvement the 4th, and the Committee on Claims the 6th.

And then the Senate adjourned.

TUESDAY, FEBRUARY 17, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the High Bridge Camp Meeting Association, in Jessamine county.

An act for the benefit of Richard Board.

An act to empower the Deposit Bank of Midway, Kentucky, to reduce its capital stock.

An act to authorize the Mercer county court to convey to the trustees of the town of Harrodsburg a section of the court-house square for certain purposes.

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Centerville, Bourbon county, or within two miles of said town.

An act to incorporate the Dry Run and Oxford Turnpike Road Company.

An act to amend and reduce into one the various acts in regard to the town of Bloomfield.

An act to bestow medals upon William Devan, John Gillooly, and John Tully for heroic deeds.

An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved February 24th, 1868.

An act to incorporate the Catholic Mutual Benefit Association of Maysville, Kentucky.

An act for the benefit of the Bank of Hopkinsville.

An act to incorporate Roberts Lodge, No. 172, Free and Accepted Masons, in Fulton county.

An act for the benefit of E. F. Alexander and others, of Calloway county.

Resolution instructing the Senators and Representatives of Kentucky in the Congress of the United States to secure the passage of a bill for the establishment of a life-saving station at the falls of the Ohio river at Louisville.

That they had passed bills and adopted a resolution of the following titles, viz:

1. Resolution instructing Committee on Printing to bring in a bill abolishing the office of Public Printer and Binder.

2. An act to prevent hunting in Boone county for a period of two years.

3. An act to incorporate the Park Railway Company of the city of Paducah.

4. An act to amend an act, entitled "An act for the benefit of McCracken county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same."

5. An act to incorporate the Gallilean Lodge, No. 1, Paducah, Kentucky.

6. An act to establish free schools for the education of colored children of the city of Owensboro.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st, the resolution, to the Committee on Printing; the 2d to the Committee

on Propositions and Grievances; the 3d to the Committee on Railroads; the 4th to the Committee on the Judiciary; the 5th to the Committee on Religion and Morals, and the 6th to the Committee on Education.

Mr. McElrath read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the joint assembly of the Senate and House of Representatives to elect a Public Printer be postponed from the 18th to the 25th of February, 1880.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

The yeas and nays being required thereon by Messrs. Clarke and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	Alex. B. Montgomery,
Alex E. Adams,	John T. Gathright,	Clifton J. Pratt,
Joseph Bertram,	Clint. Griffith,	John W. Rowlett,
J. H. Bruce,	R. G. Hays,	H H. Skiles,
M. T. Carpenter,	Thomas Johnson,	Ishmael H. Smith,
Attila Cox,	P. P. Johnston,	Richard J. White,
Geo. T. Edwards,	T. J. McElrath,	A. H. Willingham—22.
Charles D. Foote,		

Those who voted in the negative, were—

James Blackburn,	Sam. E. Hill,	Thos. J. Megibben,
A. R. Clarke,	C. N. Lewis,	D. G. Mitchell,
Henry George,	R. I. McQuiddy,	W. O. Mize—10.
George T. Halbert,		

On motion of Mr. George, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled

An act to amend article 2, chapter 53, of General Statutes, entitled "Idiots and Lunatics."

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Mr. George then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

A message was received from the House of Representatives, asking leave to withdraw the announcement of the passage of a bill, which originated in the House of Representatives, entitled

An act to incorporate the town of Willisburg, Washington county.

Which was granted, and the bill delivered to the messenger.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred leave to bring in a bill, entitled

A bill to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments,"

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mitchell and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	John T. Gathright,	Clifton J. Pratt,
M. T. Carpenter,	George T. Halbert,	H. H. Skiles,
Attila Cox,	Sam. E. Hill,	Ishmael H. Smith,
W. H. Frederick,	R. I. McQuiddy,	Richard J. White—12.

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	Thos. J. Megibben,
Albert S. Berry,	Clinton Griffith,	D. G. Mitchell,
James Blackburn,	R. G. Hays,	W. O Mize,
J. H. Bruce,	Thomas Johnson,	Alex. B. Montgomery,
A. R. Clarke,	P. P. Johnston,	John Walter Rowlett,
Geo. T. Edwards,	C. N. Lewis,	A. H. Willingham—20.
Charles D. Foote,	T. J. McElrath,	

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Sundry amendments were proposed to said bill.

Pending the consideration of said bill and proposed amendments, on motion of Mr. Clarke,

Ordered, That said bill and pending amendments be referred to the Committee of the Whole, and the further consideration thereof be postponed and made the special order of the day for Friday, the 20th inst., at 12 o'clock, M.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

Pending the consideration of which, on motion of Mr. Hays,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, at 12 o'clock, M., and from day to day until disposed of.

Mr. Pratt, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act regulating the city court of Louisville and the remuneration of its officers;

An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Mt. Sterling;"

An act to authorize the county courts to fix the time of holding the quarterly courts of this Commonwealth;

An act to authorize the judge of the Henderson county court to settle the accounts of W. B. Washington, trustee of F. B. Cromwell;

An act to authorize the levy court of Livingston county to levy an additional ad valorem tax;

An act to authorize the constable in the first magisterial district in the county of Franklin to appoint a deputy;

An act to change the time of holding the county court of Woodford county;

An act to authorize the county court of Jessamine county to levy an ad valorem tax of twenty-five cents on the one hundred dollars for county purposes;

An act to amend chapter 503 of the acts of 1878, entitled "An act to regulate the jurisdiction of quarterly courts and courts of justices of the peace;"

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Versailles," approved March 6, 1868;

An act giving the sheriff of McCracken county until the 10th March, 1880, in which to execute bond for the collection of the revenue and public dues for McCracken county;

Resolution in regard to property destroyed by the United States troops at Paducah in 1864;

Joint resolution for the benefit of the soldiers of the late war of 1861–'62, &c.;

Resolution instructing members in Congress from Kentucky to use their influence to have salary of President reduced to $25,000;

Resolution raising a joint committee to ascertain and report the number of days that the Court of Appeals was in session, &c.;

And an enrolled bill, which originated in the Senate, of the following title, viz:

An act to amend an act, entitled "An act to amend chapter 94 of the General Statutes;"

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Pratt reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Griffith—

1. A bill to empower the court of claims of Daviess county to levy an ad valorem tax to pay the indebtedness of said county, and for other purposes.

On motion of Mr. Hill—

2. A bill to incorporate the town of Strand City.

On motion of same—

3. A bill to amend and reduce into one the several acts relating to the charter of South Carrollton, in Muhlenburg county.

On motion of Mr. Skiles—

4. A bill to amend an act, entitled "An act for the benefit of Allen county, empowering it to issue bonds and compromise its railroad debt."

On motion of Mr. Berry—

5. A bill to amend section 15, article 2, chapter 92, General Statutes.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st and 4th, and the Committee on General Statutes the 2d, 3d, and 5th.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 18, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to authorize the trustees of the town of Carrollton to borrow money to pay their indebtedness to the Carrollton and Worthville Turnpike Road Company.

An act for the benefit of school district No. 4, in Campbell county.

That they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act regulating practice in civil cases."

2. An act for the benefit of Mathew Farmer and Frankie Land, pauper idiots of Pulaski county.

3. An act to empower the Menifee and Bath county courts to settle the claims of Bath against that part of Menifee taken from Bath, growing out of the bonds issued by Bath county to the Lexington and Big Sandy Railroad, and to enable the Menifee county court to collect taxes or issue bonds to pay the same.

4. An act to repeal certain acts and parts of acts concerning the sealer of weights and measures, and fixing the fees and duties of said officer, for Jefferson county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Codes of Practice; the 2d to the Committee on Claims, and the 3d and 4th to the Committee on Propositions and Grievances.

The Speaker appointed Messrs. White and Blackburn additional members to the Committee on Sinking Fund.

The following remonstrances and petition were presented, viz:

By Mr. Berry—

1. The remonstrance of sundry citizens of Campbell county, protesting against the passage of an act to prevent the sale of liquor on Sunday.

By Mr. McQuiddy—

2. The remonstrance of sundry citizens of Harrodsburg and Mercer county, protesting against the repeal of the law giving civil jurisdiction to the police judge of said town over the county of Mercer.

By same—

3. The petition of sundry citizens of Mercer county, praying for the repeal of the law giving civil jurisdiction to the police judge of Harrodsburg over the county of Mercer.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on General Statutes, and the 2d and 3d to the Committee on the Judiciary.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 18, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

D. A. Glenn, Kenton county.
J. W. Boyd, Bath county.
D. M. Rodman, Jefferson county.
John Knip, Barren county.
Frank. A. Menue, Jefferson county.
C. T. Collings, Jefferson county.
Samuel McKee, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 18, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as Commissioners of the Western Kentucky Lunatic Asylum, S. E. Trice, S. J. Buckner, and George Poindexter, and for steward of said Asylum, F. L. Waller; and respectfully ask your advice and consent thereto.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The Speaker laid before the Senate a communication in writing from Gen. Joseph Nuckols, Adjutant General of the State, which was taken up and read as follows, viz:

STATE OF KENTUCKY, OFFICE OF ADJUTANT GENERAL,
FRANKFORT, February 18th, 1880.

HON JAMES E. CANTRILL, *Lieutenant Governor and Speaker of the Senate:*

SIR: I have the honor to transmit herewith an invitation of the First Battalion Kentucky State Guard, known as the Louisville Legion, to the General Assembly, which fully explains itself. It affords me pleasure to

unite in the wish that yourself and the members and officers of the honorable body over which you preside may attend on the occasion indicated.

I have the honor to be, with sentiments of the greatest respect,

J. P. NUCKOLS, *Adjutant General.*

Mr. P. P. Johnston read and laid on the table the following joint resolution, viz:

WHEREAS, Pleuro-pneumonia was introduced into this country from Europe some thirty years ago, and in a year or two assumed so malignant a form, and caused such heavy loss, that a special meeting of the Legislature of Massachusetts was called to take measures to extirpate it. The disease is, however, so insiduous that, in defiance of every effort to suppress it, it continued to break out from time to time in that State until 1865. Since then, by importation or from cattle sold from them, it has established itself in certain of the great cities of the country, from whence it is liable to spread over the land at any time; and whereas, the threatened danger is of such magnitude that it cannot be met and overcome by State legislation; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That we respectfully call the attention of our Senators and Representatives in Congress to the danger by which we are threatened from pleuro-pneumonia, and that we earnestly request them to urge the passage of some measure by the present Congress for its extirpation, and for the prompt eradication of it wherever it may hereafter make its appearance in this country.

Resolved, That copies of these resolutions be sent to each of our Senators and Representatives.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Halbert, from the Committee on Religion and Morals, to whom was referred a bill from the House of Representatives, entitled

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, malt, or vinous liquors in Glasgow, and within one mile of the boundary thereof,"

Reported the same with an amendmeut as a substitute therefor.

Said proposed amendment reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to prohibit the sale of spirituous, malt, or vinous liquors in Glasgow, and within one mile from the outside boundary thereof," be, and the same is hereby amended, so as to confer jurisdiction upon the county judge of Barren county and the police or city judge of the city of Glasgow, to preside, hear, determine, and try all persons charged with a violation of the first and second sections of the act to which this is an amendment.

§ 2. *Be it further enacted*. That for the purpose of enabling the county judge of Barren county, and the city judge of the city of Glasgow, to exercise the jurisdiction conferred by this act, the said county judge of Barren county or the city judge of Glasgow, shall, upon information given, or from his personal knowledge, issue a warrant for the apprehension of persons

who violate either or both of the sections of the act to which this act is an amendment; and to hear and try all persons who are charged with a violation of the provisions of the first and second sections of the act to which this is an amendment, and to impose the fines and penalties therein denounced against the persons who violate any of the provisions of said act.

§ 3. This act to take effect and be in force from and after its passage.

Mr. White moved to amend said proposed substitute by adding thereto the following, viz :

This act shall not take effect or be enforced until submitted to, and approved by, a majority of the qualified voters of said city or town.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the amendment proposed by the committee, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Smith and Halbert, were as follows, viz :

Those who voted in the affirmative, were—

Alex E. Adams,	Henry George,	Alex. B. Montgomery,
J. H. Bruce,	George T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	C. N. Lewis,	James Shackleford,
W. H. Frederick,	R. I. McQuiddy,	Ishmael H. Smith—17.
John T. Gathright,	W. O. Mize,	

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	D. G. Mitchell,
Albert S. Berry,	Sam. E. Hill,	H. H. Skiles,
James Blackburn,	T. J. McElrath,	Richard J. White,
Charles D. Foote,	Thos. J. Megibben,	A. H. Willingham—12.

The question was then taken on dispensing with the rule in order to allow said bill to have its third reading to-day, and it was decided in the negative, not having received the required two-thirds majority.

The yeas and nays being required thereon by Messrs. Smith and Mize, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	W. O. Mize,
J. H. Bruce,	Geo. T. Halbert,	A. B. Montgomery,
M. T. Carpenter,	Thomas Johnson,	Clifton J. Pratt,
Attila Cox,	C. N. Lewis,	John W. Rowlett,
Chas. D. Foote,	R. I. McQuiddy,	James Shackleford,
W. H. Frederick,	Thos. J. Megibben,	Ishmael H. Smith—19.
John T. Gathright,		

Those who voted in the negative, were—

Cromwell Adair,	Sam. E. Hill,	H. H. Skiles,
Albert S. Berry,	P. P. Johnston,	Richard J. White,

James Blackburn, T. J. McElrath, A. H. Willingham—11.
R. G. Hays, D. G. Mitchell,

Mr. McElrath, from the Committee on Printing, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to define the duties and fix the compensation of the Public Printer and Binder," approved March 11th, 1878,

Reported the same with an amendment.

Mr. Adair moved to postpone the further consideration of said bill and proposed amendment until to-morrow, at 10½ o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the amendment proposed by the committee, and it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Mize, from the Committee on Propositions and Grievances—

A bill to authorize the county court of claims of Barren county to make an appropriation for the benefit of George C. Young and others, and to impose and levy an ad valorem or poll-tax to pay the same.

By Mr. Skiles, from the Committee on Courts of Justice—

A bill to amend an act for the benefit of Allen county, empowering it to compromise its railroad debts, to issue bonds, &c.

By Mr. Hill, from the Committee on General Statutes—

A bill to authorize the court of claims of Daviess county to levy an ad valorem tax to pay the floating debt of said county, and for other purposes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

At 12 o'clock, M., the Speaker announced that the hour had now arrived for the execution of the joint order of the day, viz: the election of a Public Printer and Binder.

Messrs. White and P. P. Johnston were appointed a committee to inform the House of Representatives that the Senate was now ready to proceed to the election of a Public Printer and Binder.

After a short time, Mr. White reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they were now ready to proceed to the election of a Public Printer and Binder.

The Speaker then announced that the Senators would now repair to the hall of the House of Representatives for the purpose of executing the joint order of the day, viz: the election of a Public Printer and Binder to succeed Mr. Elvis H. Porter, whose term of office expires August 2d, 1880

The Senators then repaired to the hall of the House of Representatives, and the Speaker of the Senate, at the time designated, took the Chair and called the Joint Assembly to order.

The roll of the two Houses was then called, and the following Senators and Representatives responded, viz:

Albert S. Berry,	T. L. Bryan,	Clarence U. McElroy,
Joseph Bertram,	D. J. Burchett,	R. W. McFarland,
James Blackburn,	T. J. Bush,	Lud. McKay,
J. H. Bruce,	R. M. Byar,	David Meriwether,
M. T. Carpenter,	B. F. Camp,	Tipton A. Miller,
A. R. Clarke,	Pat. Campion,	J. E. Neeley,
Attila Cox,	J. M. Chambers,	Cosby Oatts,
Charles D Foote,	Robert A. Cochran,	John S. Odell,
W. H. Frederick,	Reuben Conner,	W. R. Parker,
John T. Gathright,	E. G. Davis,	N. S. Patton,
Henry George,	B. F. Day,	J. W. Perry,
Clinton Griffith,	Paul J. Doneghy,	Thomas R. Phelps,
George T. Halbert,	J. L. Dorsey,	William Points,
R. G. Hays,	S. P. Douthitt,	J. A. Porter,
Sam. E. Hill,	J. R. Duncan,	Frank Prater,
Thomas Johnson,	John W. Dycus,	Alson Rawlings,
P. P. Johnston,	John Eaker,	H C. Rawlings,
C. N. Lewis,	H. C. Eversole,	Crittenden Reeves,
T. J. McElrath,	G. D. Ewing,	B. F. Reynolds,

R. I. McQuiddy,	W. B. Fleming,	G. N. Robinson,
Thos. J. Megibben,	T. T. Gardener,	James H. Rudy,
D. G. Mitchell,	E. S. Gooch,	Lewis G. Runyon,
W. O. Mize,	W. H. Green,	S. M. Sanders,
Alex. B. Montgomery,	Charles Greenwell,	M. T. Shine,
John Walter Rowlett,	Jacob Hawthorne,	J. Speed Smith,
Jas. Shackleford,	T. M. Hill,	John Andrew Steele,
H. H. Skiles,	R. P. Hocker,	B. W. Stone,
Ishmael H. Smith,	Lysander Hord,	D. D. Sublett,
Richard J. White,	S. Z. Hutchison,	J. T. Tartar,
Mr. Speaker (Bigger),	Dutton Jones,	George W. Thompson,
C. T. Allen,	Lewis Jones,	C. M. Vaughan,
W. F. Barret,	Hugh Karins,	James R. Wade,
A. J. Beale,	Green R. Keller,	J. C. Welch,
L. B. Beauchamp,	J. W. Lilly,	Thomas H. Welch,
Jefferson L. Belcher,	John Massey,	John D. White,
W. L. Bland,	G. W. McAdams,	Isaac T. Woodson,
I. N. Boone,	Clinton McClarty,	R. H. Yantis—113.
Jacob S. Bratton,	E. J. McDermott,	

The Speaker then announced that nominations for the office of Public Printer and Binder were now in order.

Whereupon, Mr. Representative Meriwether nominated Mr. S. I. M. Major, of the city of Frankfort, as a suitable person to fill said position.

There being no further nominations, the Speaker then announced that the Clerks would now take the vote.

And the vote being taken, stood thus:

Those who voted for Mr. Major, were—

Cromwell Adair,	I. N. Boone,	Clarence U. McElroy,
Albert S. Berry,	T. L. Bryan,	R. W. McFarland,
Joseph Bertram,	T. J. Bush,	John G. McGuire,
James Blackburn,	R. M. Byar,	Lud. McKay,
J. H. Bruce,	B. F. Camp,	David Meriwether,
M. T. Carpenter,	Pat. Campion,	Tipton A. Miller,
A. R. Clarke,	Robert A. Cochran,	J. E. Neeley,
Attila Cox,	Reuben Conner,	Cosby Oatts,
Charles D. Foote,	E. G. Davis,	John S. Odell,
W. H. Frederick,	B. F. Day,	W. R. Parker,
John T. Gathright,	Paul J. Doneghy,	J. W. Perry,
Henry George,	J. L. Dorsey,	Thomas R. Phelps,
Clint. Griffith,	S. P. Douthitt,	R. R. Pierce,
George T. Halbert,	J. R. Duncan,	Wm. Points,
R. G. Hays,	John W. Dycus,	J. A. Porter,
Sam. E. Hill,	John Eaker,	Alson Rawlings,
Thomas Johnson,	G. D. Ewing,	H. C. Rawlings,
P. P. Johnston,	W. B. Fleming,	Crittenden Reeves,

C. N. Lewis,
T. J. McElrath,
R. I. McQuiddy,
Thos. J. Megibben,
D. G Mitchell,
W. O. Mize,
A. B. Montgomery,
John W. Rowlett,
James Shackleford,
H. H. Skiles,
Richard J. White,
Mr. Speaker (Bigger),
C. T. Allen,
W. F Barret,
A. J. Beale,
L. B. Beauchamp,
W. L. Bland,
T. T. Gardener,
E. S. Gooch,
W. H. Green,
Charles Greenwell,
Jacob Hawthorne,
T. M. Hill,
R. P. Hocker,
Lysander Hord,
S. Z. Hutchison,
Hugh Karins,
Green R. Keller,
J. W. Lilly,
John Massey,
G. W. McAdams,
Clinton McClarty,
E. J. McDermott,
B. F. Reynolds,
G. N. Robinson,
James H. Rudy,
Lewis G. Runyon,
S. M. Sanders,
M. T. Shine,
John Andrew Steele,
B. W. Stone,
D. D. Sublett,
George W. Thompson,
C. M. Vaughan,
James R. Wade,
J. C. Welch,
Thomas H. Welch,
Isaac T. Woodson,
R. H. Yantis—103.

For Mr. T J. Kee—Frank Prater—1.

Whereupon, the Speaker of the Senate and Presiding Officer of the Joint Assembly, announced that Mr. S. I. M. Major, having received a majority of all the votes cast, and there being present and voting a majority of all the members elected to each House of the General Assembly, was duly elected Public Printer and Binder for the State of Kentucky, to serve as such for two years from and after the second day of August, 1880.

On motion of Mr. Representative McFarland, the Joint Assembly was then dissolved.

The Senators repaired to the Senate Chamber, the Speaker resumed the Chair, and called the Senate to order.

Mr. Foote, from the Committee on Codes of Practice, to whom was recommitted a bill, entitled

A bill to provide for appointing and electing commissioners for the county of Kenton, and defining their duties, and the duties of other county officers whose duties are connected with the duties of said commissioners,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore entered by Mr. Montgomery, to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to amend and reduce into one all acts incorporating the Masonic Savings Institution."

And the question being taken thereon, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as also that ordering it to a third reading, were reconsidered.

The question was then taken on reconsidering the vote by which the second amendment to said bill, striking out the word "bank," after the word "savings," in the second section, and inserting the word "institution" in lieu thereof, was adopted, and it was decided in the affirmative.

The question was then taken on the adoption of said amendment, and it was decided in the negative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for publishing the Decisions of the Court of Appeals.

Mr. P. P. Johnston moved to recommit said bill to the Committee on Codes of Practice.

And the question being taken thereon, it was decided in the affirmative.

The Senate took up for consideration a bill, entitled

A bill to incorporate the Kentucky Steam Heating and Electric Lighting Company.

Said bill was read a second time.

Mr. Hays moved to recommit said bill to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

The question was then taken on reconsidering the vote by which the Senate had heretofore adopted an amendment to said bill proposed by Mr. Foote, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clinton Griffith,	Thos. J. Megibben,
Alex. E. Adams,	Geo. T. Halbert,	D. G Mitchell,
Albert S. Berry,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Sam. E. Hill,	A. B. Montgomery,
Attila Cox,	Thomas Johnson,	John W. Rowlett,
W. H. Frederick,	C. N. Lewis,	H. H. Skiles,
John T. Gathright,	R. I. McQuiddy,	Richard J. White—21.

Those who voted in the negative, were—

Joseph Bertram,	Geo. T. Edwards,	T. J. McElrath,
James Blackburn,	Charles D. Foote,	Clifton J. Pratt,
J. H. Bruce,	Henry George,	Ishmael H. Smith—11.
M. T. Carpenter,	P. P. Johnston,	

Mr. Foote moved to postpone the further consideration of said bill until to-morrow.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to amend the charter of the Paris, Hume, and Bedford Turnpike Road Company,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr Rowlett, from the Committee on Finance, reported a bill, entitled

A bill for the benefit of James Gorin, of Hart county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time, as follows, viz:

WHEREAS, It appears that at the May term, 1870, of the Hart circuit court, John Perry was by a jury, upon regular inquest, found to be a pauper lunatic; and whereas, it further appears to the satisfaction of the General Assembly that thereupon the said John Perry was forwarded to the lunatic asylum at Hopkinsville, and could not be taken in for want of room; and whereas, it further appears that said Perry being without means or friends, was without any one to care for him, and in this condition James Gorin, of Hart county, took charge of him and cared for him, furnishing board and clothing and all necessary attention to said lunatic till 1879, when he was admitted into the Anchorage Asylum, and has received no compensation; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts draw his warrant on the Treasurer of the State in favor of James Gorin for the sum of two hundred and twenty-five dollars, payable out of any money in the Treasury not otherwise appropriated, and that the Treasurer pay the same.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	A. B. Montgomery,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	P. P. Johnston,	Jas. Shackleford,
W. H. Frederick,	Thos. J. Megibben,	Ishmael H. Smith,
John T. Gathright,	D. G. Mitchell,	Richard J. White—20.
Clint. Griffith,	W. O. Mize,	

Those who voted in the negative, were—

Cromwell Adair,	M. T. Carpenter,	R. I McQuiddy,
Albert S. Berry,	Charles D. Foote,	H. H. Skiles—8.
James Blackburn,	Henry George,	

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act allowing the constables of the Bowling Green magisterial district of Warren county to appoint one deputy;

An act to repeal an act, entitled "An act providing for the appointment of a county treasurer for Lincoln county;"

An act creating the office of county treasurer of Lincoln county, and to provide for his election by the Lincoln county court;

An act to legalize the levy of ten cents on the hundred dollars of the taxable property of Washington county, made by the Washington county court at its October term, 1876;

An act to incorporate the St. Joseph's Ursuline Academy, in Daviess county;

An act to amend section 10 of chapter 100 of General Statutes, entitled "Sheriffs;"

An act appropriating $20 per annum, or so much thereof as may be necessary, to pay the postage on the official correspondence of the State Librarian;

An act to amend an act, entitled "An act to amend the charter of the town of Parkland," approved March 10th, 1870;

An act to authorize the city of Bowling Green to fund its interest-bearing debt, and to issue and sell bonds for that purpose;

An act for the benefit of S. M. Spradling, clerk of the Wolfe county court;

An act for the benefit of M. E. Jett, Thos. Woods, and H. B. Higgins;

An act to incorporate the Woodford Hotel Company, and to repeal an act to incorporate the Woodford Hotel Company, approved March 10th, 1869;

An act to incorporate the Kentucky Historical Society;

Resolution in relation to the erection of a Federal court building at the seat of government;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to repeal an act creating a common pleas court in the counties of Boyle, Garrard, Lincoln, &c.;

An act to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Falmouth," approved April 5th, 1878;

An act to appropriate money for the expenses incurred by the joint committee of the two Houses to investigate the management and conduct of the Western Lunatic Asylum and Asylum for the Blind;

An act to incorporate the National Teachers' Life Insurance Company;

An act to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General Statutes," approved January 24th, 1880;

An act to repeal an act, entitled "An act establishing a criminal court in the sixth judicial district and in Hardin county," approved February 23d, 1876, and all acts amendatory thereto;

An act to incorporate the Maysville Agricultural and Mechanical Association;

An act to incorporate the Mason County Building and Savings Association;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Mitchell—

1. A bill, entitled "An act to repeal an act to regulate the sale of spirituous, vinous, or malt liquors in this Commonwealth," approved January 26th, 1874.

On motion of Mr. Bruce—

2. A bill to amend an act repealing the common pleas court in the counties of Boyle, Garrard, &c.

On motion of same—

3. A bill to amend an act, entitled "An act to authorize the county courts to establish work-houses, and to provide for the confinement therein of persons adjudged guilty of misdemeanors," approved March 9, 1876.

On motion of Mr. Berry—

4. A bill to amend the charter of the Twelve-mile Turnpike Road Company, in Campbell county.

On motion of Mr. McElrath—

5. A bill to authorize the Carroll county court to borrow money to remodel and enlarge the court-house, and build fire-proof offices therein.

On motion of same—

6. A bill, entitled "An act to revise and reduce into one the several acts in relation to the town of Lagrange, in Oldham county."

On motion of Mr. Clarke—

7. A bill to revise and amend the charter of the Falmouth and Milford Turnpike Road Company.

Ordered, That the Committee on Religion and Morals prepare and bring in the 1st; the Committee on the Judiciary the 2d; the Committee on General Statutes the 3d and 7th; the Committee on Internal Improvement the 4th; the Committee on Propositions and Grievances the 5th, and the Committee on Courts of Justice the 6th.

And then the Senate adjourned.

THURSDAY, FEBRUARY 19, 1880.

A message was received from the House of Representatives, announcing their concurrence in the adoption of a resolution, which originated in the Senate, entitled

Joint resolution requesting our Representatives in Congress to urge the passage of some measure for the extirpation of pleuro-pneumonia.

That they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the town of Munfordville, in Hart county, Kentucky.

An act to amend an act, entitled "An act to define the duties and fix the compensation of the Public Printer and Binder," approved March 11th, 1878.

That they had passed bills of the following titles, viz:

1. An act to incorporate the town of Willisburg, Washington county.

2 An act to regulate the appellate jurisdiction of the courts of this Commonwealth.

3. An act to amend section 2 of article 13 of chapter 28 of the General Statutes.

4. An act to amend section 1 of article 21 of chapter 28 of the General Statutes.

5. An act to amend section 705 of the Civil Code of Practice.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Judiciary; the 2d, 3d, and 4th to the Committee on General Statutes, and the 5th to the Committee on Codes of Practice.

The following petitions and remonstrances were presented, viz:

By Mr. White—

1. The remonstrance of sundry citizens of Rockcastle county, against said county being transferred from the 15th to the 8th judicial district.

By Mr. Hays—

2. The petition of sundry citizens of Louisville, in regard to the office of sealer of weights of said city.

By Mr. McElrath—

3. The remonstrance of sundry citizens of Carroll county, against the passage of any act increasing the debt of said county.

By Mr. Adams—

4. The petition of sundry citizens, praying the passage of an act to prevent the sale of liquors on the Sabbath day.

By same—

5. The remonstrance of sundry citizens of Whitley county, against the passage of an act re-districting said county into magisterial districts.

By Mr. Clarke—

6. The petition of sundry citizens of Bracken county, praying the passage of an act repealing all local laws preventing the sale of liquors in said county.

By same—

7. The remonstrance of sundry citizens of Bracken county, against changing the toll-gates on the Augusta and Berlin Turnpike Road.

By Mr. Blackburn—

8. The petition of sundry citizens, praying the passage of an act to prevent the sale of liquors on the Sabbath day.

Which were received, the reading dispensed with, and referred—the 1st to the Joint Committee on Re-districting the State; the 2d, 3d,

and 5th to the Committee on Propositions and Grievances; the 4th and 8th to the Committee on General Statutes; the 6th to the Committee on Religion and Morals, and the 7th to the Committee on Internal Improvement.

The Senate took up for consideration a bill, entitled

A bill to amend section 10, article 17 of chapter 29, of the General Statutes.

On motion,

Ordered, That said bill be recommitted to the Committee on General Statutes, with instructions to report thereon on Saturday next, the 21st inst.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was recommitted a bill, entitled

A bill to amend section 4, chapter 97, of the General Statutes, title "Seal of the Commonwealth and of the Secretary of State,"

Reported the same without amendment.

Mr. Montgomery moved an amendment to said bill.

Pending the consideration of which, Mr. P. P. Johnston moved to refer said bill and pending amendment to the Committee on the Judiciary.

Which motion was adopted.

Mr. Carpenter, from the committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate the Cumberland Light and Gas Company,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Blackburn, from the joint select committee appointed to visit the Western Lunatic Asylum, submitted the following report, viz:

To the General Assembly of the Commonwealth of Kentucky:

Your committee appointed to visit the Western Lunatic Asylum, at Hopkinsville, Kentucky, for the purpose of investigating certain charges preferred against the management and conduct of the officers of said institution by Dr. Edwin R. Cook, a member of the Board of Commissioners of said Asylum, would respectfully ask leave to report, that your committee have discharged the duty imposed on it by the joint resolution of the two Houses, and, after a full inquiry into all the charges contained in said "Cook's Minority Report," find them entirely unsustained by the proof.

Your committee made a careful examination of all the wards in the old and new buildings, and of the kitchen, the wash-house, and the laundry, and find the sanitary condition of them all to be good; the rooms are all neat, well ventilated, and a model of cleanliness.

Your committee saw all the inmates, white and colored, in the Asylum, and found them nearly all in a good state of health, neat and clean, well clothed and fed, and no evidences of improper or cruel treatment.

Your committee also made a careful examination of the books and vouchers of the Steward and Receiver, and other books and papers connected with the institution, and failed to find an error in the books, vouchers, or other papers, or any testimony or evidence whatever indicating any errors, or that any money had been wrongfully used by the Superintendent, the Commissioners, or any other officers of the institution.

Your committee concur in the opinion, from an examination of the finances of the institution, that a reduction of its expenditures is demanded, and that the per capita allowance is too much, as evidenced by $17,000 now in the hands of the Treasurer of the institution, and should be reduced from $200 to $175.

Your committee is of opinion that the number of employes is too great, and the prices paid them are too much, and, in the judgment of the committee, the number could reasonably be reduced, and also the prices paid them for their services; and that the General Assembly may know the number of employes, and the prices paid them, the committee would respectfully ask to have the monthly pay-roll of said institution read.

Your committee further report that the proof indicated that one of the members of the Board of Commissioners had failed in the discharge of the duty imposed by law in visiting the wards of the Asylum, and recommend that hereafter the Board of Commissioners report any such neglect of duty to the Governor, so that such officer may be displaced, and the position filled by some competent person willing to comply with the requirements of the law.

It is the opinion of your committee that the affairs of this institution are well managed, and the Superintendant and Commissioners deserve very great commendation for their success in making it a first-class Asylum.

All of which is respectfully submitted.

JAMES BLACKBURN,
J. H. WILKINSON,
Senate.

J. W. DYCUS.
B. F. REYNOLDS,
GEORGE D. EWING,
House of Representatives.

Ordered, That said report be printed, and referred to the Committee on Charitable Institutions.

Mr. Blackburn, from the joint select committee appointed to visit the Blind Asylum, submitted the following report, viz:

To the General Assembly of the Commonwealth of Kentucky:

Your committee would respectfully report that, in obedience to your joint resolution directing us to visit the Kentucky Institution for the Education of the Blind at Louisville, and investigate certain charges against that Institute, by one John R. Magoffin preferred, we did, in the parlor of

the Institution, on the 28th and 29th days of January, 1880, examine all the witnesses introduced in support of the charges, including Mr. Magoffin himself; and also all the witnesses introduced in behalf of the Institution, among whom were the Superintendent, the trustees, teachers, and some of the pupils of the Institution. The testimony taken on both sides was reduced to writing. During the examination of the pupils, all the officers and teachers were excluded from the room, and each pupil assured that his statements would be received in the strictest confidence. We visited the workshops in the mechanical department, where work was being done by the pupils, and inspected several articles manufactured therein, such as mattresses, chairs, brooms, &c.; and here we witnessed an interview between the said John R. Magoffin and Dr. David Lasch, wherein the former subjected the latter to a rigid oral examination touching his qualifications as instructor in the mechanical department, and as to the best methods of manufacturing mattresses, &c.; and while your committee believe that Dr. Lasch is an efficient workman in the trades taught in the mechanical department, we are of opinion that said Lasch is more interested in the profits of the shop than in imparting instruction to the pupils in his charge. Except as above indicated, your committee find that the charges preferred by Mr. Magoffin are not sustained by the weight of the testimony, even when considered in connection with the *ex parte* affidavits recently taken and transmitted to us by said Magoffin.

In conclusion, your committee beg leave to say that, after a thorough examination and investigation of the school and its management, we found the buildings and grounds in perfect order, the pupils comfortably provided for, their control paternal and kind, the trustees zealous and efficient, the Superintendent and matron devoted to their charge.

All of which is respectfully submitted.

JAMES BLACKBURN,
J. H. WILKINSON,
Senate.

J. W. DYCUS,
B. F. REYNOLDS,
GEO. D. EWING,
House of Representatives.

Ordered, That said report be printed, and referred to the Committee on Charitable Institutions

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

Pending the consideration of which, on motion of Mr. Foote,

Ordered, That the further consideration of said bill be postponed until to-morrow.

The following petition was presented, viz:

By Mr. Blackburn—

The petition of sundry citizens of Jessamine county, praying the passage of an act to reduce the rates upon railroads, and make them uniform.

Which was received, the reading dispensed with, and referred to the Committee on Railroads.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz :

An act to repeal an act, entitled "An act establishing a criminal court in the sixth judicial district and in Hardin county," approved February 23d, 1876, and all acts amendatory thereto.

An act to repeal an act creating a common pleas court in the counties of Boyle, Garrard, Lincoln, &c.

An act to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General Statutes," approved January 24th, 1880.

An act to appropriate money for the expenses incurred by the joint committee of the two Houses to investigate the management and conduct of the Western Lunatic Asylum and Asylum for the Blind.

An act to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Falmouth," approved April 5th, 1878.

An act to incorporate the Maysville Agricultural and Mechanical Association.

An act to incorporate the National Teachers' Life Insurance Company.

An act to amend an act, entitled "An act to amend chapter 94 of the General Statutes."

An act to incorporate the Mason County Building and Savings Association.

Mr. P. P. Johnston moved that when the Senate adjourn on Saturday next it adjourn to meet again on Tuesday, the 24th inst., at 10 o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. White and Hill, were as follows, viz :

Those who voted in the affirmative, were—

James Blackburn,	W. H. Frederick,	C. N. Lewis,
A. R. Clarke,	P. P. Johnston,	R. I. McQuiddy—7.
Geo. T. Edwards,		

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	A. B. Montgomery,
Albert S. Berry,	Clinton Griffith,	Clifton J. Pratt,
Joseph Bertram,	R. G. Hays,	John W. Rowlett,
J. H. Bruce,	Sam. E. Hill,	James Shackleford,

M. T. Carpenter, Thomas Johnson, H. H. Skiles,
Attila Cox, Thos. J. Megibben, Ishmael H. Smith,
Charles D. Foote, D. G. Mitchell, Richard J. White—23.
John T. Gathright, W. O. Mize,

Leave was granted to bring in the following bills, viz:

On motion of Mr. Frederick—

1. A bill to amend the charter of the Louisville and Taylorsville Turnpike Company.

On motion of Mr. Griffith—

2. A bill to regulate civil proceedings in the Daviess county circuit court.

On motion of Mr. Berry—

3. A bill, entitled "An act requiring certain sales in Campbell county to be advertised in the newspapers in said county."

On motion of Mr. Megibben—

4. A bill for the benefit of Falmouth and Cynthiana Turnpike Company.

On motion of Mr. White—

5. A bill, entitled "An act to incorporate the town of Livingston, in Rockcastle county."

On motion of same—

6. A bill, entitled "An act to amend an act for the benefit of the Joint Stock Agricultural and Mechanical Association of Madison county," approved January 29th, 1876.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st; the Committee on Courts of Justice the 2d; the Committee on General Statutes the 3d, and the Committee on Propositions and Grievances the 4th, 5th, and 6th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the House of Representatives, of the following title, viz:

An act to amend an act to regulate official advertisements in Henry county;

And an enrolled bill, which originated in the Senate, of the following title, viz:

An act to incorporate the trustees of the First Presbyterian Church of Louisville;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto,

and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

FRIDAY, FEBRUARY 20, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, of the following title, viz:

An act to amend an act, entitled "An act to amend and reduce into one all acts incorporating the Masonic Savings Institution."

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Preachers' Relief Association of the Kentucky Annual Conference of the Methodist Episcopal Church.

An act to authorize the court of claims of Daviess county to levy an ad valorem tax to pay the floating debt of said county, and for other purposes.

The following petitions and remonstrance were presented, viz:

By Mr. White—

1. The petition of sundry citizens of Rockcastle county, praying that said county be transferred from the 15th to the 8th judicial district.

By same—

2. The remonstrance of sundry citizens of Rockcastle county, against the transfer of said county from the 15th to the 8th judicial district.

By Mr. Berry—

3. The petition of sundry citizens of Campbell county, praying the passage of an act to prevent the sale of liquors on the Sabbath day.

Which were received, the reading dispensed with, and referred—the 1st and 2d to the Special Committee on Re-districting the State, and the 3d to the Committee on General Statutes.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 20, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

Thos. J. Graves, Washington county.
Wm. W. Morris, Jefferson county.
Thomas Joyes, Jefferson county.
E. S. Watts, Jefferson county.
J. T. Mustain, Hart county.
Lewis Reno, Muhlenburg county.
Louis Zapp, Jefferson county.
Benjamin E. Roe, Greenup county.
John Williams, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The Senate resumed the consideration of the unfinished report of the Committee on Religion and Morals, it being a bill from the House of Representatives, entitled

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, malt, or vinous liquors in Glasgow, and within one mile of the boundary thereof."

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

An act to amend an act, entitled "An act to prohibit the sale of spirituous, malt, or vinous liquors in Glasgow, and within one mile from the outside boundary thereof," approved February 28th, 1876.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill requiring certain legal advertisments in Campbell and Kenton counties to be inserted in any paper of general circulation published in Campbell and Kenton counties.

By same—

A bill to amend an act to incorporate the Masonic Temple Company of Owensboro, approved March 22d, 1873.

By Mr. Hill, from the Committee on Education—

A bill for the benefit of the trustees of Hartford.

By Mr. Halbert, from same committee—

A bill to give Elliott county her share in the surplus school bonds of Carter, Lawrence, and Morgan counties.

By Mr. White, from same committee—

A bill to repeal section 3 of an act, entitled "An act for the benefit of Estill Seminary," and also to enable the qualified white voters to vote a tax on the taxable property in common school district No. 36, in Estill county, to build a school-house.

By Mr. Pratt, from same committee—

A bill to amend an act, entitled "An act to amend and reduce into one the several acts regulating the Butler Seminary," approved March 13th, 1872.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hill, from the Committee on Education—

An act appropriating $40, or so much thereof as may be necessary, for the purpose of printing the proceedings of the Colored Teachers' State Educational Association held at Louisville, Kentucky, August 27th and 28th, 1879.

By same—

An act for the benefit of Hutchinson Academy.

By same—

An act for the benefit of school district No. 33, Garrard county.

By same—

An act for the benefit of common school district No. 29, in Hart county.

By same—

An act to incorporate the Henderson Female Seminary, in Henderson county.

By same—

An act to repeal a portion of section 11, article 3, of an act to amend and reduce into one the several acts concerning the city of Henderson, approved February 11th, 1867.

By same—

An act for the benefit of common school district No. 28, Hart county.

By Mr. Halbert, from same committee—

An act to establish free schools for the education of colored children of the city of Owensboro.

By same—

An act to amend an act, entitled "An act to incorporate the Kentucky Normal School at Carlisle," approved February 16, 1874.

By same—

An act to aid school district No. 7, Fayette county.

By same—

An act to authorize the board of education of the town of Hawesville, and school district No. 1, Hancock county, to fund its debt for school buildings.

By Mr. Bertram, from same committee—

An act for the benefit of the public school for the colored people of the town of Winchester, &c.

By same—

An act for the benefit of common school district No. 11, Jefferson county.

By same—

An act for the benefit of J. D. Shearer, common school commissioner of Wayne county.

By Mr. White, from same committee—

An act to repeal section three of an act, entitled "An act for the benefit of Estill Seminary."

By same—

An act for the benefit of E. Fisher, police judge of Cloverport, Kentucky.

By same—

An act to amend an act, entitled "An act to charter the Grand Consistory of Kentucky and subordinates," approved March 8th, 1867.

By same—

An act to amend an act to organize and establish a system of public schools in the city of Henderson, approved March 15th, 1869.

By Mr. Berry, from same committee—

An act to amend the charter of Curdsville, Daviess county.

By same—

An act for the benefit of school district No. 36, Pulaski county.

By Mr. Adair, from the Committee on General Statutes—

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11th, 1867, and the several acts amendatory thereto.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Halbert, from the Committee on Education, to whom was referred a bill from the House of Representatives, entitled

An act prescribing qualifications of common school commissioners, and regulating the course of study in the common schools in Simpson county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Hill, from the Committee on Education, to whom was referred a bill from the House of Representatives, of the following title, viz:

An act to amend section 2, article 4, chapter 18, General Statutes,

Reported the same with sundry amendments.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That three thousand dollars be stricken out of the first line of sec-

tion 2, article 4, chapter 18, General Statutes, and the words two thousand dollars be placed in lieu thereof, and the salary of the first clerk $1,000, and the second clerk $500.

§ 2. All acts or parts of acts in conflict with this act are hereby repealed.

§ 3. This act shall take effect and be in force from and after its passage.

The question was then taken on the adoption of the first amendment reported by the committee, which reads as follows, viz:

In section 3, strike out the words "from and after its passage," and insert in lieu thereof the words "at the expiration of the present term of office,"

And it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mitchell and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	John T. Gathright,	R. I McQuiddy,
James Blackburn,	Clint. Griffith,	Thos. J. Megibben,
J. H. Bruce,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	R. G. Hays,	A. B. Montgomery,
Attila Cox,	Thomas Johnson,	Jas. Shackleford,
Geo. T. Edwards,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	Richard J. White,
W. H. Frederick,	T. J McElrath,	A. H. Willingham—24.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	Clifton J. Pratt,
Alex. E. Adams,	Sam. E. Hill,	John W. Rowlett,
Joseph Bertram,	D. G. Mitchell,	Ishmael H. Smith—10.
M. T. Carpenter,		

The question was then taken on the adoption of the second amendment reported by the committee, which reads as follows, viz:

In the first section of the bill, strike out the words "two thousand," and insert in lieu thereof the words "twenty-five hundred,"

And it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruce and Cox, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Clinton Griffith,	Thos. J. Megibben,
James Blackburn,	George T. Halbert,	D. G. Mitchell,
J. H. Bruce,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Thomas Johnson,	Alex. B. Montgomery,
Attila Cox,	P. P. Johnston,	James Shackleford,
Geo. T. Edwards,	C. N. Lewis,	H. H. Skiles,
Charles D. Foote,	T. J. McElrath,	Richard J. White—23.
John T. Gathright,	R. I. McQuiddy,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	John W. Rowlett,
Alex E. Adams,	Henry George,	Ishmael H. Smith,
Joseph Bertram,	Sam. E. Hill,	A. H. Willingham—11.
M. T. Carpenter,	Clifton J. Pratt,	

The question was then taken on the adoption of the third amendment reported by the committee, which reads as follows, viz:

Strike out the words "one thousand," in the first section, and insert in lieu thereof the words "twelve hundred,"

And it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Thomas Johnson,	James Shackleford,
J. H. Bruce,	P. P. Johnston,	Richard J. White—8.
Geo. T. Halbert,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	D. G. Mitchell,
Alex. E. Adams,	John T. Gathright,	W. O. Mize,
Joseph Bertram,	Henry George,	A. B. Montgomery,
James Blackburn,	R. G. Hays,	Clifton J. Pratt,
M. T. Carpenter,	Sam. E. Hill,	John W. Rowlett,
A. R. Clarke,	C. N. Lewis,	H. H. Skiles,
Attila Cox,	T. J. McElrath,	Ishmael H. Smith,
Geo. T. Edwards,	R. I. McQuiddy,	A. H. Willingham—25.
Chas. D. Foote,		

The question was then taken on the adoption of the fourth amendment proposed by the committee, which reads as follows, viz:

In the first section, strike out the words "five hundred," and insert in lieu thereof the words "seven hundred,"

And it was decided in the negative.

Mr. Montgomery moved to amend said bill by striking out "five hundred dollars," in the first section thereof, and inserting in lieu thereof "six hundred dollars."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The hour of 12 o'clock, M., having arrived, the Senate, according to order, resolved itself into a Committee of the Whole Senate, the Speaker retiring from, and Mr. Foote assuming, the Chair, the subject-matter under consideration being a bill, entitled

A bill to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments."

And after some time spent in the consideration thereof, discussion being had thereon, the committee arose, the Speaker resumed the Chair, and Mr. Foote, the Chairman, reported that the Committee of the Whole had had under consideraton a bill, entitled

A bill to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments."

And reported the same back to the Senate with an amendment.

Mr. Halbert then moved an amendment as a substitute for said bill and proposed amendment.

Pending the consideration of said bill and pending amendments, Mr. Berry moved that the further consideration thereof be postponed and made the special order of the day for Wednesday next, the 25th inst.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McElrath and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	W. O. Mize,
Alex. E. Adams,	Geo. T. Halbert,	Alex. B. Montgomery,
Albert S. Berry,	R. G. Hays,	John W. Rowlett,
A. R. Clarke,	C. N. Lewis,	Jas. Shackleford,
Attila Cox,	R. I. McQuiddy,	Ishmael H. Smith—17.
W. H. Frederick,	D. G. Mitchell,	

Those who voted in the negative, were—

Joseph Bertram,	Charles D. Foote,	P. P. Johnston,
James Blackburn,	Henry George,	T. J. McElrath,
J. H. Bruce,	Clint. Griffith,	Thos. J. Megibben,
M. T. Carpenter,	Samuel E. Hill,	Clifton J. Pratt,
Geo. T. Edwards,	Thomas Johnson,	Richard J. White—15.

On motion of Mr. Berry, leave of absence, indefinitely, was granted Mr. Griffith.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

Mr. P. P. Johnston moved to postpone the further consideration of said bill and make it the special order of the day for Wednesday, the 25th inst., at 11½ o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and McElrath, were as follows, viz:

Those who voted in the affirmative, were--

Albert S. Berry,	George T. Edwards,	A B. Montgomery,
Joseph Bertram,	R. G. Hays,	Jas. Shackleford,
J. H. Bruce,	W. O. Mize,	H. H. Skiles—10.
Attila Cox,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	Thos. J. Megibben,
Alex. E. Adams,	George T. Halbert,	D. G. Mitchell,
James Blackburn,	P. P. Johnston,	John W. Rowlett,
M. T. Carpenter,	C. N. Lewis,	Ishmael H. Smith,
A. R. Clarke,	T. J. McElrath,	Richard J. White—15.

At 2½ o'clock, P. M., Mr. Foote moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	M. T. Carpenter,	T. J. McElrath,
James Blackburn,	Charles D. Foote,	H. H. Skiles,
J. H. Bruce,	P. P. Johnston,	Ishmael H. Smith—9.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Alex. E. Adams,	George T. Halbert,	A. B. Montgomery,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
A. R. Clarke,	C. N. Lewis,	John W. Rowlett,
Attila Cox,	Thos. J. Megibben,	Jas. Shackleford,
Geo. T. Edwards,	D. G. Mitchell,	Richard J. White—19.
W. H. Frederick,		

The amendment heretofore proposed to said bill by Mr. Foote reads as follows, viz.

Provided, That any general act. hereafter enacted by the General Assembly, which shall apply to all other railroads in this Commonwealth, shall also apply to the Louisville and Nashville Railroad and all of its branches.

The question was then taken on the adoption of said amendment, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and White, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Geo. T. Edwards,	T. J. McElrath,
James Blackburn,	Charles D. Foote,	Clifton J. Pratt,
J. H. Bruce,	Henry George,	Ishmael H. Smith—11.
M. T. Carpenter,	P. P. Johnston,	

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	W. O. Mize,
Alex. E. Adams,	R. G. Hays,	A. B. Montgomery,
Albert S. Berry,	Thomas Johnson,	John W. Rowlett,
A. R. Clarke,	C. N. Lewis,	James Shackleford,
Attila Cox,	Thos. J. Megibben,	H. H. Skiles,
W. H. Frederick,	D. G. Mitchell,	Richard J. White—18.

The following Senators were paired on Mr. Foot's amendment: Mr. Hill in the affirmative and Mr. Griffith in the negative; Mr. McQuiddy in the affirmative and Mr. Gathright in the negative.

Mr. Foote moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	M. T. Carpenter,	P. P. Johnston,
James Blackburn,	Charles D. Foote,	T. J. McElrath,
J. H. Bruce,	Henry George,	H. H. Skiles—9.

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	W. O. Mize,
Alex. E. Adams,	R. G. Hays,	A. B. Montgomery,
Albert S. Berry,	Thomas Johnson,	Clifton J. Pratt,
A. R. Clarke,	C. N. Lewis,	John Walter Rowlett,
Attila Cox,	R. I. McQuiddy,	James Shackleford,
Geo. T. Edwards,	Thos. J. Megibben,	Ishmael H. Smith,
W. H. Frederick,	D. G. Mitchell,	Richard J. White—21.

Mr. Carpenter moved an amendment to said bill.

Mr. Foote moved an amendment to said bill.

Mr. P. P. Johnston moved an amendment to said bill.

Mr. Blackburn moved a 1st, 2d, and 3d amendment to said bill.

Mr. Mitchell moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Geo. T. Halbert,	W. O. Mize,
Alex. E. Adams,	R. G. Hays,	A. B. Montgomery,
Albert S. Berry,	Sam. E. Hill,	John W. Rowlett,
A. R. Clarke,	C. N. Lewis,	Jas. Shackleford,
Attila Cox,	Thos. J. Megibben,	H. H. Skiles,
W. H. Frederick,	D. G. Mitchell,	Richard J. White—18.

Those who voted in the negative, were—

Joseph Bertram,	Geo. T. Edwards,	T. J. McElrath,
James Blackburn,	Charles D. Foote,	Clifton J. Pratt,
J. H. Bruce,	Henry George,	Ishmael H. Smith—11.
M. T. Carpenter,	P. P. Johnston,	

The amendment proposed by Mr. Carpenter to said bill reads as follows, viz:

Amend by adding the following sections, to-wit:

§ 1. That all freight shipped from one terminus of said road to or beyond the other terminus, and all freight shipped from either terminus to any intermediate station, or from any intermediate station to or beyond either terminus, shall be deemed through freight.

§ 2. That all freight shipped from one intermediate station to another intermediate station on the line of said road or its branches, within this Commonwealth, shall be denominated way freight. There shall be no discrimination in charges for carrying through freight as defined in the 1st section of this amendment.

§ 3. That all through freight (of the same class), as defined by the 1st section of this amendment, shall be shipped upon the same terms and at the same rates per mile; and no greater rate upon the ton or hundred weight or pound shall be charged per mile for through freight from a terminus to an intermediate station, or from an intermediate station to or beyond a terminus of the said road, than is charged upon through freight from one terminus to the other.

§ 4. That for way freight as defined by this amendment, no greater proportioned rates of freight may be charged per mile for short distances than for greater distances; but in no case shall the freight charged or collected for a shorter distance exceed ratably that charged in good faith and collected for a greater distance over the said road, its branches, or connections.

§ 5. That said railroad company, corporation, person or persons, operating said road, shall not discriminate between any person, company, or corporation in rates demanded or collected for freights, or in any rebates allowed upon freight transported upon such road, or upon such road and its connections, so as to demand or collect from one person, company, or corporation more than may be demanded, and in good faith collected, from any and all other persons, companies, or corporations for freight of the same kind and class. The said charges for freight shall in all cases include the cost of loading and unloading cars, and no extra charge shall be made therefor, except that in case the distance over which said freight

passes over the line of said road, its branches or connections, is less than twenty-five miles, then said road shall be allowed one dollar per car load for loading and unloading said car.

§ 6. That if said railroad company, its officer, agent, or receiver, violates any of the provisions of this amendment, or any provisions of the charter of said road regulating freight, shall forfeit and pay to said person, company, or corporation aggrieved thereby, twice the excess of the freight demanded or collected contrary hereto, and also any other damages sustained thereby, the same to be recovered by ordinary action in any court having jurisdiction.

§ 7. The violation of any of the provisions of this act by the company, its officers, agent, receiver, or any committee of said company, shall be deemed a misdemeanor, and, upon conviction of said company, or any of its officers, of a violation of the provisions before cited, the said company, or the officer so making an illegal charge, shall, upon conviction, forfeit and pay to the Commonwealth of Kentucky, for each offense, the sum of one hundred dollars, to be recovered upon a presentment or indictment of the grand jury of the county in which said railroad charges were wrongfully charged or collection has been made: *Provided*, That if said charges were made or collected by a station agent of said road along its line, said agent shall not, under this act, be liable to prosecution, if the agent making the illegal charge or collecting an illegal rate of freight shall correct the same within twenty days after demand has been made therefor, shall not be liable to any punishment under the provisions of this act.

§ 8. That said railroad company shall carry and transport all coal mined in this State, that may be delivered to said company or its agents, at a rate not exceeding two cents per ton of two thousand pounds per mile in cars of said company, or those of another company, and in cars of the shippers at a rate of one and one half cents per ton of two thousand pounds per mile.

§ 9. The courts in which the depot of said company is situated, at which any violation of this act is committed, shall have jurisdiction to try any violation of this act.

Mr. P. P. Johnston moved to lay said proposed amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram, T. J. McElrath—2.

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	D. G. Mitchell,
Alex. E. Adams,	W. H. Frederick,	W. O. Mize,
Albert S. Berry,	Henry George,	A. B. Montgomery,
James Blackburn,	George T. Halbert,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Attila Cox,	C. N. Lewis,	Ishmael H. Smith,
Geo. T. Edwards,	Thos. J. Megibben,	Richard J. White—27.

Mr. P. P. Johnston moved to reconsider the vote by which the Senate had refused to lay the amendment proposed by Mr. Carpenter on the table.

Which motion was simply entered.

Mr. McElrath moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mitchell and Blackburn, were as follows, viz :

Those who voted in the affirmative, were—

Joseph Bertram,	M. T. Carpenter,	C. N Lewis,
James Blackburn,	Henry George,	T. J. McElrath—8.
J. H. Bruce,	P. P. Johnston,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Alex. B. Montgomery,
Alex. E. Adams,	George T. Halbert,	Clifton J. Pratt,
Albert S. Berry,	R. G. Hays,	John W. Rowlett,
A. R. Clarke,	Thomas Johnson,	Jas. Shackleford,
Attila Cox,	Thos. J. Megibben,	H. H. Skiles,
Geo. T. Edwards,	D. G. Mitchell,	Ishmael H. Smith,
Chas. D. Foote,	W. O. Mize,	Richard J. White—21.

On motion of Mr. Hays, the Senate took up for consideration the motion heretofore entered by Mr. P. P. Johnston, to reconsider the vote by which the Senate had refused to lay the amendment proposed by Mr. Carpenter on the table.

Mr. Adair moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	D. G. Mitchell,
Alex. E. Adams,	W. H. Frederick,	W. O. Mize,
Albert S. Berry,	Geo. T. Halbert,	A. B. Montgomery,
M. T. Carpenter,	R. G. Hays,	James Shackleford,
A. R. Clarke,	C. N. Lewis,	Richard J. White—17.
Attila Cox,	Thos. J. Megibben,	

Those who voted in the negative, were—

Joseph Bertram,	P. P. Johnston,	H. H. Skiles,
James Blackburn,	T. J. McElrath,	Ishmael H. Smith—8.
J. H. Bruce,	Clifton J. Pratt,	

Mr. Carpenter moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs Mitchell and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	M T. Carpenter,	T. J. McElrath,
James Blackburn,	Henry George,	H. H. Skiles—8.
J. H. Bruce,	P. P. Johnston,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	W. O Mize,
Alex. E. Adams,	George T. Halbert,	A. B. Montgomery,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
A. R. Clarke,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	C. N. Lewis,	James Shackleford,
Geo. T. Edwards,	Thos. J. Megibben,	Ishmael H. Smith,
Charles D. Foote,	D. G. Mitchell,	Richard J. White—21.

The question was then taken on the amendment proposed by Mr. Carpenter to said bill, and it was decided in the negative.

Mr. P. P. Johnston moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn, M. T. Carpenter—2.

Those who voted in the negative were—

Cromwell Adair,	W. H. Frederick,	W. O. Mize,
Alex E. Adams,	George T. Halbert,	A. B. Montgomery,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
A. R. Clarke,	C N. Lewis,	James Shackleford,
Attila Cox,	Thos. J. Megibben,	Ishmael H. Smith,
Geo. T. Edwards,	D. G. Mitchell,	Richard J. White—18.

The first amendment proposed by Mr. Blackburn to said bill reads as follows, viz:

Provided, That it shall be unlawful for said railroad company to do what is usually termed watering their stock; that is, they shall not issue new stock, or increase the present stock, except by actual increase of their capital in like proportion.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Edwards, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	M. T. Carpenter,	Clifton J. Pratt,
J. H. Bruce,	Geo. T. Edwards,	Ishmael H. Smith—6.

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Thos. J. Megibben,
Alex. E. Adams,	George T. Halbert,	D. G. Mitchell,
Albert S. Berry,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Thomas Johnson,	A. B. Montgomery,
Attila Cox,	C. N. Lewis,	Richard J. White—15.

The second amendment proposed by Mr. Blackburn to said bill reads as follows, viz:

Provided, That the Legislature reserves the right to alter or amend this act at pleasure.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Geo. T. Edwards,	T. J. McElrath,
M. T. Carpenter,	P. P. Johnston,	Ishmael H. Smith—6.

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	D. G. Mitchell,
Alex. E. Adams,	George T. Halbert,	W. O. Mize,
Albert S. Berry,	R. G. Hays,	A. B. Montgomery,
J. H. Bruce,	Thomas Johnson,	James Shackleford,
A. R. Clarke,	C. N. Lewis,	Richard J. White—17.
Attila Cox,	Thos. J. Megibben,	

The third amendment proposed by Mr. Blackburn to said bill reads as follows, viz:

Provided, That said railroad shall display at each depot along its lines a printed card, showing the rates of freight charged from and to each depot along said line, and also the classification of freights as established by said road: *And provided further*, That said freights and classification shall not be changed unless said change shall be first published in some newspaper published in each county along said line, if any such paper is published.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Henry George,	Clifton J. Pratt,
James Blackburn,	P. P. Johnston,	Ishmael H. Smith,
J. H. Bruce,	T. J. McElrath,	Richard J. White—10.
Geo. T. Edwards,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	W. O. Mize,
Alex. E. Adams,	George T. Halbert,	Alex. B. Montgomery,

Albert S. Berry,	R. G. Hays,	John Walter Rowlett,
M. T. Carpenter,	C. N. Lewis,	Jas. Shackleford,
A. R. Clarke,	Thos. J. Megibben,	H. H. Skiles—17.
Attila Cox,	D. G. Mitchell,	

Mr. Blackburn moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Blackburn, were as follows, viz :

Those who voted in the affirmative, were—

Joseph Bertram,	M. T. Carpenter,	P. P. Johnston—5.
J. H. Bruce,	Henry George,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	A. B. Montgomery,
Alex. E. Adams,	George T. Halbert,	Clifton J. Pratt,
Albert S. Berry,	R. G. Hays,	John W. Rowlett,
James Blackburn,	C. N. Lewis,	James Shackleford,
A. R. Clarke,	Thos. J. Megibben,	H. H. Skiles,
Attila Cox,	D. G. Mitchell,	Ishmael H. Smith,
Geo. T. Edwards,	W. O. Mize,	Richard J. White—21.

Mr. Carpenter moved to reconsider the vote by which the Senate had refused to adopt the third amendment proposed by Mr. Blackburn to said bill.

Mr. Hays moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and P. P. Johnston, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	D. G. Mitchell,
Alex. E. Adams,	George T. Halbert,	W. O. Mize,
Albert S. Berry,	R. G. Hays,	A. B Montgomery,
M. T. Carpenter,	P. P. Johnston,	John W. Rowlett,
A. R. Clarke,	C. N. Lewis,	Jas. Shackleford,
Attila Cox,	Thos. J. Megibben,	Richard J. White—18.

Those who voted in the negative, were—

Joseph Bertram,	Geo. T. Edwards,	T. J. McElrath,
James Blackburn,	Henry George,	Ishmael H. Smith—7.
J. H. Bruce,		

Mr. McElrath moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	J. H. Bruce,	Geo. T. Edwards,
James Blackburn,	M. T. Carpenter,	Henry George—6.

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	Clifton J. Pratt,
Alex. E. Adams,	P. P. Johnston,	John W. Rowlett,
Albert S. Berry,	Thos. J. Megibben,	James Shackleford,
A. R. Clarke,	D. G. Mitchell,	H. H. Skiles,
Attila Cox,	W. O. Mize,	Ishmael H. Smith,
W. H. Frederick,	A. B. Montgomery,	Richard J. White—19.
Geo. T. Halbert,		

The second amendment proposed by Mr. Foote to said bill reads as follows, viz:

Provided, That all other railroads in the Commonwealth of Kentucky shall have and enjoy all of the rights and privileges enjoyed by the Louisville and Nashville Railroad.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays were required thereon by Messrs. P. P. Johnston and Blackburn.

Before the result was announced, Mr. Carpenter asked to be excused from voting.

Mr. Blackburn objected.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. N. Lewis,	Clifton J. Pratt,
George T. Halbert,	T. J. McElrath,	Ishmael H. Smith—8.
R. G. Hays,	A. B. Montgomery,	

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	W. O. Mize,
Albert S. Berry,	George T. Edwards,	John W. Rowlett,
Joseph Bertram,	W. H. Frederick,	Jas. Shackleford,
James Blackburn,	Henry George,	H. H. Skiles,
J. H. Bruce,	P. P. Johnston,	Richard J. White—17.
A. R. Clarke,	D. G. Mitchell,	

Mr. Carpenter then voted, and the Speaker announced the result as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Geo. T. Edwards,	Ishmael H. Smith—3.

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	Thos. J. Megibben,
Alex. E. Adams,	W. H. Frederick,	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	A. B. Montgomery,
M. T. Carpenter,	P. P. Johnston,	James Shackleford,
A. R. Clarke,	C. N. Lewis,	Richard J. White—18.

The amendment proposed by Mr. P. P. Johnston to said bill reads as follows, viz:

Provided, That said road shall not in any case charge, from a point or station within this State, a greater rate of freight than the lowest rate it has charged during the present month, without an act of the General Assembly specially authorizing the same.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs P. P. Johnston and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	Ishmael H. Smith,
Henry George,	Clifton J. Pratt,	Richard J. White—6.

Those who voted in the negative, were—

Cromwell Adair,	Geo. T. Edwards,	D. G. Mitchell,
Alex. E. Adams,	W. H. Frederick,	W. O. Mize,
Albert S. Berry,	George T. Halbert,	A. B. Montgomery,
J. H. Bruce,	R. G. Hays,	John Walter Rowlett,
A. R. Clarke,	T. J. McElrath,	James Shackleford,
Attila Cox,	Thos. J. Megibben,	H. H. Skiles—18.

Mr. McElrath moved to reconsider the vote by which the Senate had refused to adopt the amendment proposed by Mr. P. P. Johnston to said bill.

Which motion was simply entered.

Mr. Carpenter moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays were required thereon by Messrs. McElrath and Blackburn.

Before the result of the vote was announced, Mr. McElrath asked to be excused from voting.

Mr. Halbert objected.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Henry George,	John W. Rowlett,	Ishmael H. Smith—5.
A. B. Montgomery,	H. H. Skiles,	

Those who voted in the negative, were—

Cromwell Adair,	A. R. Clarke,	C. N. Lewis,
Alex. E. Adams,	Attila Cox,	Thos. J. Megibben
Albert S. Berry,	W. H. Frederick,	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
James Blackburn,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	P. P. Johnston,	Jas. Shackleford—19.
M. T. Carpenter,		

Mr. McElrath then voted, and the Speaker announced the result as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	M. T. Carpenter,	P. P. Johnston,
James Blackburn,	Henry George,	A. B. Montgomery—7.
J. H. Bruce,		

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	Clifton J. Pratt,
Alex E. Adams,	R. G. Hays,	James Shackleford,
Albert S. Berry,	C. N. Lewis,	H. H. Skiles,
A. R. Clarke,	T. J. McElrath,	Ishmael H. Smith,
Attila Cox,	D. G. Mitchell,	Richard J. White—17.
Geo. T. Edwards,	W. O. Mize,	

On motion of Mr. Halbert, the Senate took up for consideration the motion heretofore entered by Mr. McElrath, to reconsider the vote by which the Senate had refused to adopt the amendment proposed by Mr. P. P. Johnston to said bill.

Mr. Hays moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carpenter and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Alex. E. Adams,	Geo. T. Halbert,	Alex. B. Montgomery,
M. T. Carpenter,	R. G. Hays,	John W. Rowlett,
A. R. Clarke,	C. N. Lewis,	Jas. Shackleford,
Attila Cox,	Thos. J. Megibben,	H. H. Skiles,
Geo. T. Edwards,	D. G. Mitchell,	Richard J. White—19.
W. H. Frederick,		

Those who voted in the negative, were—

Albert S. Berry,	J. H. Bruce,	T. J. McElrath,
Joseph Bertram,	P. P. Johnston,	Ishmael H. Smith—7.
James Blackburn,		

Mr. Carpenter moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	M. T. Carpenter,	P. P. Johnston,
James Blackburn,	Henry George,	T. J. McElrath—7.
J. H. Bruce,		

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	Clifton J. Pratt,
Alex. E. Adams,	C. N. Lewis,	John W. Rowlett,
A. R. Clarke,	Thos. J. Megibben,	James Shackleford,
Attila Cox,	D. G. Mitchell,	H. H. Skiles,
Geo. T. Edwards,	W. O. Mize,	Ishmael H. Smith,
W. H. Frederick,	A. B. Montgomery,	Richard J. White—19.
Geo. T. Halbert,		

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the charter of the Louisville and Nashville Railroad Company is hereby so amended as to authorize the said company to borrow money in such an amount or amounts as the president and directors thereof may deem best for the interest of the stockholders, and to that end to execute and sell its negotiable bonds, and to execute a mortgage or mortgages, from time to time, upon its rights, franchises, and privileges, and its railroads and other property of every kind, wherever situated, to secure the payment of the said bonds and the accruing interest thereon: *Provided*, That a majority in interest of the stockholders of the company present or represented by proxies, at any annual or called meeting thereof, shall accept this act as an amendment to this charter.

§ 2. This act to take effect from and after its passage.

Mr. McElrath moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative by the casting vote of the Speaker, Hon. Jas. E. Cantrill.

The yeas and nays being required thereon by Messrs. McElrath and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	M. T. Carpenter,	P. P. Johnston,
Albert S. Berry,	Geo. T. Edwards,	T. J McElrath,
Joseph Bertram,	Henry George,	A. B. Montgomery,
James Blackburn,	R. G. Hays,	John W. Rowlett—13.
J. H. Bruce,		

Those who voted in the negative, were—

Cromwell Adair,	C. N. Lewis,	H. H. Skiles,
A. R. Clarke,	Thos. J. Megibben,	Ishmael H. Smith,
Attila Cox,	W. O. Mize,	Richard J. White.
W. H. Frederick,	Clifton J. Pratt,	Jas. E. Cantrill—14.
George T. Halbert,	James Shackleford,	

Mr. Blackburn moved to suspend the rule and place said bill upon its passage.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	George T. Halbert,	A. B. Montgomery,
Alex. E. Adams,	R. G. Hays,	John W. Rowlett,
Albert S. Berry,	C. N. Lewis,	Jas. Shackleford,
A. R. Clarke,	Thos. J. Megibben,	H. H. Skiles,
Attila Cox,	D. G. Mitchell,	Richard J. White—17.
W. H. Frederick,	W. O. Mize,	

Those who voted in the negative, were—

Joseph Bertram,	Geo. T. Edwards,	T. J. McElrath,
James Blackburn,	Henry George,	Clifton J. Pratt,
J. H. Bruce,	P. P. Johnston,	Ishmael H. Smith—10.
M. T. Carpenter,		

Mr. P. P. Johnston moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Attila Cox,	P. P. Johnston,
James Blackburn,	Geo. T. Edwards,	Thos. J. Megibben,
J. H. Bruce,	Henry George,	A. B. Montgomery,
M. T. Carpenter,	R. G. Hays,	H. H. Skiles—12.

Those who voted in the negative, were—

Cromwell Adair,	C. N. Lewis,	Clifton J. Pratt,
Alex. E. Adams,	T. J. McElrath,	John Walter Rowlett,
A. R. Clarke,	D. G. Mitchell,	Ishmael H. Smith,
W. H. Frederick,	W. O. Mize,	Richard J. White—13.
George T. Halbert,		

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Union Express Company."

On motion of Mr. Clarke,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Tuesday, the 24th inst., at 11 o'clock, A. M.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Paris, Hume, and Bedford Turnpike Road Company;

An act to amend an act, entitled "An act to authorize the McKee Lodge, No. 35, Independent Order of Odd Fellows, at Versailles, Kentucky, to issue bonds," approved February 16th, 1872;

An act to amend an act, entitled "An act to define the duties and fix the compensation of the Public Printer and Binder," approved March 11th, 1878;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to authorize the trustees of the town of Carrollton to borrow money to pay their indebtedness to the Carrollton and Worthville Turnpike Road Company;

An act for the benefit of school district No. 4, in Campbell county;

Joint resolution requesting our Representatives in Congress to urge the passage of some measure for the extirpation of pleuro-pneumonia;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Carpenter—

1. A bill to amend an act, approved February 16, 1880, entitled "An act to amend and reduce into one an act, entitled 'An act to incorporate the town of Bloomfield, in Nelson county.'"

On motion of Mr. Shackleford—

2. An act to increase the jurisdiction of the quarterly court of Mason county.

On motion of same—

3. A bill to incorporate the Supreme Lodge of Independent Order of Workingmen.

Ordered, That the Committee on General Statutes prepare and bring in the 1st; the Committee on Courts of Justice the 2d, and the Committee on Religion and Morals the 3d.

And then the Senate adjourned.

SATURDAY, FEBRUARY 21, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to repeal an act, entitled "An act providing for the appointment of a county treasurer for Lincoln county."

An act appropriating $20 per annum, or so much thereof as may be necessary, to pay the postage on the official correspondence of the State Librarian.

An act to amend section 10 of chapter 100 of General Statutes, entitled "Sheriffs."

An act allowing the constables of the Bowling Green magisterial district of Warren county to appoint one deputy.

An act to incorporate the St. Joseph's Ursuline Academy, in Daviess county.

An act to legalize the levy of ten cents on the hundred dollars of the taxable property of Washington county, made by the Washington county court at its October term, 1879

An act to amend an act, entitled "An act to amend the charter of the town of Parkland," approved March 10th, 1876.

An act to incorporate the Woodford Hotel Company, and to repeal an act to incorporate the Woodford Hotel Company, approved March 10th, 1869,

An act to authorize the city of Bowling Green to fund its interest-bearing debt, and to issue and sell bonds for that purpose.

An act to incorporate the Kentucky Historical Society.

An act creating the office of county treasurer of Lincoln county, and to provide for his election by the Lincoln county court.

An act for the benefit of M. E. Jett, Thos. Woods, and H. B. Higgins.

An act for the benefit of S. M. Spradling, clerk of the Wolfe county court.

An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Mt. Sterling."

An act to authorize the levy court of Livingston county to levy an additional ad valorem tax.

An act to authorize the constable in the first magisterial district in the county of Franklin to appoint a deputy.

An act to change the time of holding the county court of Woodford county.

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Versailles," approved March 6, 1868.

An act giving the sheriff of McCracken county until the 10th March, 1880, in which to execute bond for the collection of the revenue and public dues for McCracken county.

An act to authorize the county court of Jessamine county to levy an ad valorem tax of twenty-five cents on the one hundred dollars for county purposes.

An act to amend chapter 503 of the acts of 1878, entitled "An act to regulate the jurisdiction of quarterly courts and courts of justices of the peace."

An act to authorize the judge of the Henderson county court to settle the accounts of W. B. Washington, trustee of F. B. Cromwell.

An act to authorize the county courts to fix the time of holding the quarterly courts of this Commonwealth.

Resolution in regard to property destroyed by the United States troops at Paducah in 1864.

Resolution in relation to the erection of a Federal court building at the seat of government.

Joint resolution for the benefit of the soldiers of the late war of 1861–'62, &c.

Resolution instructing members in Congress from Kentucky to use their influence to have salary of President reduced to $25,000.

Resolution raising a joint committee to ascertain and report the number of days that the Court of Appeals was in session, &c.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, of the following title, viz:

An act to amend an act, entitled "An act to amend and reduce into one all acts incorporating the Masonic Savings Institution."

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Horizontal Metal Roofing Company.

An act to incorporate the East Cairo and Paducah Railroad Company.

An act to amend the charter of the Maysville and Lexington Railroad Company, Northern Division.

An act to amend an act, entitled "An act to incorporate the town of Corinth, in Grant county," approved March 11, 1878.

An act to amend an act to incorporate the Cumberland and Ohio Railroad Company.

An act to incorporate the Central Kentucky Fair Association.

An act to incorporate the town of McHenry.

An act to incorporate the Anchor Mutual Benefit Association of Kentucky.

That they had passed bills of the following titles, viz:

1. An act for the benefit of Kelly and Eminence Turnpike Road Company, in Henry county.

2. An act to prevent persons other than passengers and employes of railroads from getting on and off trains or engines whilst in motion.

3. An act to amend an act to incorporate the Harrison County Insurance Company, approved April 9th, 1878.

4. An act to repeal an act to change a part of the eastern boundary of the town of Harrodsburg.

5. An act to incorporate the town of Nevada, in Mercer county.

6. An act to amend the charter of the town of Lawrenceburg.

7. An act to extend the limits of the town of Parksville, Boyle county.

8. An act to amend an act, entitled "An act to incorporate the Harrodsburg and Connersville Turnpike Road Company," approved March 4th, 1856.

9. An act to incorporate the Third Avenue Methodist Episcopal Church, South, of Louisville.

10. An act to amend an act, entitled "An act to establish and incorporate the town of Hardyville, in Hart county," approved March 21st, 1861.

11. An act to change the name of the Fuller Oil Company to the Kentucky Central Land Company, and to amend its charter, approved March 1st, 1865.

12. An act to amend an act approved March 18, 1871, incorporating the town of Eminence, in Henry county.

13. An act to amend the charter of Louisa, Lawrence county.

14. An act to amend the charter of the town of Kuttawa, in Lyon county.

15. An act to empower the board of trustees of the town of Somerset to take stock in the Somerset and Clio Turnpike Road Company, and to issue bonds for the purpose of paying said stock.

16. An act for the benefit of the Bloomfield and Springfield Turnpike Road Company.

17. An act to establish a graded school at Willisburg, in Washington county.

18. An act to incorporate Fairview Cemetery, Washington county.

19. An act to amend an act, entitled "An act for the benefit of Benjamin Gratz Park, of Lexington."

20. An act to amend an act establishing the town of Tilton, Fleming county.

21. An act to amend an act, entitled "An act to organize and establish a system of public schools in the city of Hopkinsville for white children," approved March 13, 1872.

22. An act to incorporate the town of Beech Grove, in McLean county.

23. An act to amend the charter of Bardstown.

24. An act to amend the charter of Macpelah Cemetery Company.

25. An act to amend an act, entitled "An act to incorporate the board of trustees of the city graded school of Cynthiana," approved April 5th, 1878.

26. An act to incorporate the Sherman, Mount Zion, and Zion Station Turnpike Road Company, in Grant county.

27. An act to incorporate Elizaville Lodge, No. 510, of Free and Accepted Masons.

28. An act to amend and reduce into one the several acts in relation to the town of Brownsville.

29. An act to amend an act, entitled "An act to amend and revise the charter of the town of Sanders, in Carroll county."

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 2d to the Committee on Railroads; the 3d to the Committee on Banks and Insurance; the 4th and 7th to the Committee on Propositions and Grievances; the 5th, 6th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 18th, 19th, 20th, 22d, 23d, 24th, 27th, 28th, and 29th to the Committee on Codes of Practice; the 8th, 16th, and 26th to the Committee on Internal Improvement; the 17th, 21st, and 25th to the Committee on Education, and the 1st was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to amend an act to incorporate the National Mutual Benefit Association.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 21, 1880.

To the HON. JAMES E. CANTRILL, *Speaker of the Senate:*

The commissioners appointed by the Governors of the various States of the Mississippi Valley to illustrate the great importance and enduring

benefits which would result from the improvement of the Mississippi river and its tributaries, have some time since met in convention, and duly consulted and deliberated upon the same. The vast Mississippi Valley is the most extensive, as well as the richest, upon the globe, and all things tending to its future development cannot fail to interest our people. The commissioners have requested the Governors of the Mississippi Valley States to present the instructive and interesting address of our distinguished fellow-citizen, the Hon. Eugene Underwood, upon this subject to the Legislatures of said States, trusting they will take some action, and appeal to Congress in behalf of improvements so necessary to the prosperity, trade, and commerce of millions of our people. In compliance with the requests of the commissioners, it gives me pleasure to lay the same before the General Assembly of Kentucky for its consideration and action.

Respectfully,

LUKE P. BLACKBURN, *Governor*.

A message was also received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to incorporate the trustees of the First Presbyterian Church of Louisville.

An act to authorize the trustees of the town of Carrollton to borrow money to pay their indebtedness to the Carrollton and Worthville Turnpike Road Company.

An act for the benefit of school district No. 4, in Campbell county.

Joint resolution requesting our Representatives in Congress to urge the passage of some measure for the extirpation of pleuro-pneumonia.

Mr. White moved the following resolution, viz:

Resolved, The the Senate Committee on Military Affairs be appointed a special committee to attend the review of the State Guard at Louisville on February 23d, in acceptance of an invitation received through the Adjutant General: *Provided*, *however*, That said committee shall defray its own expenses.

Which was read and adopted.

The following petitions and remonstrance were presented, viz:

By Mr. White—

1. The remonstrance of sundry citizens of Rockcastle county, against changing said county from the 15th to the 8th judicial district.

By Mr. McElrath—

2. The petition of sundry citizens of the town of Lagrange, praying the passage of an act amending the charter of said town; also the remonstrance of sundry other citizens of said town, against the passage of said act.

By Mr. Lewis—

3. The petition of sundry citizens, praying the passage of an act to prevent the sale of liquors on the Sabbath day.

Which were received, the reading dispensed with, and referred—the 1st to the Special Committee on Re-districting the State; the 2d to the Committee on Courts of Justice, and the 3d to the Committee on General Statutes.

Mr. Blackburn, from the Committee on Charitable Institutions, reported a bill, entitled

A bill for the benefit of the Institution for the Tuition of the Deaf and Dumb

Mr. Berry moved to print said bill, and make it the special order of the day for Wednesday next.

And the question being taken thereon, it was decided in the negative.

Mr. Skiles moved an amendment to said bill.

Pending the consideration of said proposed amendment, on motion of Mr. McElrath,

Ordered, That the further consideration of said bill and pending amendment be postponed and made the special order of the day for Wednesday, the 25th inst., at 12 o'clock, M., and from day to day until disposed of.

Mr. Bertram, from the Committee on Federal Relations, to whom was referred a resolution from the House of Representatives, of the following title, viz:

Resolution requesting our members in Congress to urge the passage of a law to pay certain citizens of Cynthiana for property destroyed by fire during a military engagement in said town during the late civil war,

Reported the same without amendment.

Mr. Johnston moved to amend said resolution by striking out so much thereof as provides for the printing of the same.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on concurring in said resolution, as amended, and it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Nashville Railroad Company.

Mr. Montgomery moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	D. G. Mitchell,
Alex. E. Adams,	John T. Gathright,	W. O. Mize,
Albert S. Berry,	R. G. Hays,	Alex. B. Montgomery,
J. H. Bruce,	C. N. Lewis,	John Walter Rowlett,
A. R. Clarke,	R. I. McQuiddy,	Jas. Shackleford,
Attila Cox,	Thos. J. Megibben,	H. H. Skiles—18.

Those who voted in the negative, were—

Joseph Bertram,	Charles D. Foote,	P. P. Johnston,
James Blackburn,	Henry George,	Ishmael H. Smith—7.
M. T. Carpenter,		

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	D. G. Mitchell,
Alex. E. Adams,	W. H. Frederick,	W. O. Mize,
Albert S. Berry,	John T. Gathright,	A. B. Montgomery,
Joseph Bertram,	R. G. Hays,	John W. Rowlett,
J. H. Bruce,	Samuel E. Hill,	James Shackleford,
M. T. Carpenter,	C. N. Lewis,	H. H. Skiles,
A. R. Clarke,	R. I. McQuiddy,	Richard J. White—23.
Attila Cox,	Thos. J. Megibben,	

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	Ishmael H. Smith—5.
Henry George,	T. J. McElrath,	

Mr. Edwards announced that he was paired with Mr. Halbert, who, if present and voting, would vote yea, and he (Mr. Edwards) would vote nay.

Mr. Carpenter moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. P. P. Johnston moved to postpone the further consideration of said motion until the 4th day of March next.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	M. T. Carpenter,	P. P. Johnston,
James Blackburn,	Charles D. Foote,	T. J. McElrath—6.

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	A. B. Montgomery,
Alex. E. Adams,	R. G. Hays,	John W. Rowlett,
Albert S. Berry,	Samuel E. Hill,	James Shackleford,
J. H. Bruce,	C. N Lewis,	H. H. Skiles,
A. R. Clarke,	R. I. McQuiddy,	Ishmael H. Smith,
Attila Cox,	D. G. Mitchell,	Richard J. White—20.
W. H. Frederick,	W. O. Mize,	

Mr. Montgomery then moved to lay the motion on the table, made by Mr. Carpenter, to reconsider the vote by which the Senate had passed said bill.

And the question being taken thereon, it was decided in the affirmative.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Montgomery, from the Committee on the Judiciary—

An act providing for the re-funding of a bonded debt of Lincoln county, and to provide for the payment of the principal and interest of the same.

By Mr. Edwards, from the Committee on Religion and Morals—

An act to prohibit the sale or giving away of intoxicating liquors at, or within two miles of, Auburn High School, at Auburn, Logan county.

By same—

An act to incorporate Calvert City Lodge, No. 265, Independent Order of Odd Fellows, of Calvert City, Kentucky.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on General Statutes—

A bill to legalize the election of the officers of Bloomfield, in Nelson county.

By Mr. Bertram, from the Committee on Federal Relations—

A bill ceding to the United States jurisdiction over certain lands in Campbell county.

By Mr. George, from the Committee on Claims—

A bill for the benefit of Mrs. Millership, of Hancock county.

By Mr. Carpenter, from the Committee on General Statutes—

A bill to amend the charter of the National Teachers' Mutual Assurance Fund.

By Mr. Edwards, from the Committee on Religion and Morals—

A bill to incorporate St. Mary's Cemetery of Franklin, Simpson county.

By same—

A bill to incorporate the Christian Church of Berea, in Logan county, and for the protection of the same from injury.

By same—

A bill to incorporate the Supreme Lodge of Independent Order of Workingmen.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Smith read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when the two Houses adjourn on Friday, the 27th inst., said adjournment shall be without day.

Mr. P. P. Johnston moved to postpone the further consideration of said resolution indefinitely.

Which motion was adopted.

So said resolution was rejected.

Mr. Skiles moved to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend the charter of the city of Bowling Green.

Which motion was adopted.

The vote dispensing with the third reading of said bill, as also that ordering it to a third reading, were reconsidered.

Mr. Skiles moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Clarke moved to suspend the rules in order to allow the Committee on Railroads to report a bill, which originated in the House of Representatives, of the following title, viz:

An act to amend the charter of the Kentucky Central Railroad Company.

Which motion was adopted.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	R. I. McQuiddy,
Alex. E. Adams,	W. H. Frederick,	Thos. J. Megibben,
Albert S. Berry,	John T. Gathright,	W. O. Mize,
Joseph Bertram,	Henry George,	A. B. Montgomery,
J. H. Bruce,	R. G. Hays,	Clifton J. Pratt,
M. T. Carpenter,	Sam. E. Hill,	John W. Rowlett,
A. R. Clarke,	C. N. Lewis,	James Shackleford,
Attila Cox,	T. J. McElrath,	Ishmael H. Smith—25.
Geo. T. Edwards,		

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	H. H. Skiles—3.

Mr. Bruce, from the Committee on Railroads, to whom was referred a bill from the House of Representatives, entitled

An act to amend the charter of the Kentucky Central Railroad Company,

Reported the same without amendment.

Mr. Clarke moved that said bill be printed, and that the further consideration thereof be postponed and made the special order of the day for Wednesday next, the 25th inst., at 12½ o'clock, P. M., and from day to day thereafter until disposed of.

Which motion was adopted.

Mr. P. P. Johnston read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasurer in favor of P. P. Johnston for $32 10, of which $15 30 shall be distributed equally between the three committeemen who visited the institution at Danville by order of the General Assembly, and the remaining $16 80, equally between the four committeemen who visited the Anchorage Asylum, the same being the railroad fare to and from said institutions. This resolution shall be in force from its passage.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Mr. P. P. Johnston then moved to reconsider the vote by which the Senate had adopted said resolution.

Which motion was simply entered.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to amend and reduce into one all acts incorporating the Masonic Savings Institution;"

An act to incorporate the Campbell Light and Gas Company;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to authorize the court of claims of Daviess county to levy an ad valorem tax to pay the floating debt of said county, and for other purposes;

An act to incorporate the Preachers' Relief Association of the Kentucky Annual Conference of the Methodist Episcopal Church;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

On motion of Mr. White, leave of absence, indefinitely, was granted Mr. Halbert.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Foote—

1. A bill to amend the charter of the city of Covington.

On motion of Mr. Shackleford—

2. A bill to amend an act incorporating the Maysville Agricultural and Mechanical Association.

On motion of Mr. Smith—

3. A bill for the benefit of the physicians of Barren, Monroe, and Metcalfe counties, to exempt them from working on roads upon certain conditions.

On motion of Mr. Adams—

4. A bill for the benefit of Ezekiel Brashear, of Letcher county.

Ordered, That the Committee on Codes of Practice prepare and bring in the 1st; the Committee on Agriculture and Manufactures the 2d, and the Committee on Propositions and Grievances the 3d and 4th.

Mr. McQuiddy moved that the Senate do now adjourn until Tuesday morning next, the 24th inst., at 10 o'clock.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Attila Cox,	P. P. Johnston,
Alex. E. Adams,	Geo. T. Edwards,	C. N. Lewis,
James Blackburn,	Chas. D. Foote,	R. I. McQuiddy,
J. H. Bruce,	John T. Gathright,	Thos. J. Megibben,
A. R. Clarke,	R. G. Hays,	W. O. Mize—15.

Those who voted in the negative, were—

Albert S. Berry,	T. J. McElrath,	Jas. Shackleford,
Joseph Bertram,	Alex. B. Montgomery,	H. H. Skiles,
Henry George,	Clifton J. Pratt,	Ishmael H. Smith,
Sam. E. Hill,	John W. Rowlett,	Richard J. White—12.

And then the Senate adjourned until Tuesday morning, at 10 o'clock.

TUESDAY, FEBRUARY 24, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to authorize the McKee Lodge, No. 35, Independent Order of Odd Fellows, at Versailles, Kentucky, to issue bonds," approved February 16th, 1872.

An act to amend an act, entitled "An act to define the duties and fix the compensation of the Public Printer and Binder," approved March 11th, 1878.

An act to amend an act to regulate official advertisements in Henry county.

An act regulating the city court of Louisville and the remuneration of its officers.

An act to amend the charter of the Paris, Hume, and Bedford Turnpike Road Company.

That they had concurred in the adoption of a resolution, which originated in the Senate, entitled

Resolution giving the right of burial in that part of Frankfort Cemetery owned by the State to the bodies of Gen. Humphrey Marshall, Lieut. Col. Ezekiel Fields, and Maj. Thos. T. Hawkins.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, of the following title, viz:

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11th, 1867, and the several acts amendatory thereto.

That they had passed bills of the following titles, viz:

An act for the benefit of Robert Murphy, late sheriff of Pulaski county.

An act for the benefit of Wm. H. Albright, sheriff of Rockcastle county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred to the Committee on Propositions and Grievances.

On motion of Mr. Gathright, leave of absence, indefinitely, was granted Mr. Frederick.

Mr. Montgomery moved the following resolution, viz:

Resolved, That the rules as to the order of business be suspended on and after the 25th of February, and the Standing Committee on Penitentiary have the floor, and said committee is directed to report, by bill or bills, such measures as have been found necessary for the relief of that institution, and that said bills be considered to the exclusion of all other bills until disposed of.

Which was read and adopted.

The following petitions and remonstrances were presented, viz:

By Mr. McElrath—

1. The petition and remonstance of Col. W. L. Smith, of Carroll county, suggesting the passage of a law compelling litigants to pay for juries in civil cases, and relieving the State from the burden, and protesting against the reduction of circuit judges' salaries.

By Mr. Mitchell—

2. The remonstrance of sundry citizens of Lebanon, against extending the corporate limits of said town.

By Mr. White—

3. The petition of Edwin H. Walker, praying the passage of an act making every man pay for the sheep his dogs kill.

By same—

4. The remonstrance of sundry citizens of Rockcastle county, against the passage of an act changing that county from the 15th to the 8th judicial district.

By same—

5. The petition of sundry citizens of Rockcastle county, praying the passage of an act changing said county from the 15th to the 8th judicial district.

By Mr. Foote—

6. The petition of sundry citizens of Covington, praying the passage of an act requiring all elections in said city to be by ballot, and that no citizen shall vote unless he has paid his poll-tax.

By same—

7. The petition of sundry citizens of the city of Covington, praying the passage of an act providing that one half of the wages or hire of all bona fide housekeepers shall be exempt from attachment, garnishment, or fee-bill.

By same—

8. The petition of sundry citizens of the city of Covington, praying the passage of an act reducing the notice required to tenants in

towns from one month to ten days; also allowing magistrates in said town to try cases of forcible entry and detainer without the intervention of a jury.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Retrenchment and Reform; the 2d to the Committee on the Judiciary; the 3d to the Committee on Propositions and Grievances; the 4th and 5th to the Committee on Re-districting the State into Judicial Districts, and the 6th, 7th, and 8th to the Committee on General Statutes.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Reeves—

1. A bill to enable the Ballard county court to rebuild the court-house in Blandville, and to issue bonds for that purpose.

On motion of same—

2. A bill to enable the Ballard county court to rebuild court-house, and to levy an ad valorem tax for that purpose.

On motion of same—

3. A bill giving further time to the sheriff of Ballard county to pay in revenue due the State.

On motion of same—

4 A bill for the benefit of J. H. and W. H. Davis, sheriffs of Ballard county.

On motion of same—

5. A bill to require the Auditor to copy and furnish to the Ballard county clerk copies of the assessor's books of said county for the year 1879.

On motion of Mr. Hill—

6. A bill to amend sections 6 and 7, article 1, chapter 47, General Statutes.

On motion of Mr. Clarke—

7. A bill to incorporate the Cumberland River Railroad and Mining and Milling Company.

On motion of Mr. Gathright—

8. A bill to amend the charter of the Presbyterian Orphan Home Society, of Louisville.

On motion of Mr. Lewis—

9. A bill to change the time of holding the circuit court of Rowan county.

On motion of Mr. White—

10. A bill for the benefit of W. L. Henderson, of Rockcastle county, Kentucky.

On motion of Mr. Hays—

11. A bill to amend the charter of the city of Louisville.

On motion of Mr. Mize—

12. A bill to improve the navigation of Red river, and make an appropriation for same.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, 2d, 3d, 4th, 5th, 9th, and 11th; the Committee on General Statutes the 6th; the Committee on Railroads the 7th; the Committee on Claims the 10th; the Committee on Propositions and Grievances the 8th, and the Committee on Internal Improvement the 12th.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Reeves, from the Committee on the Judiciary—

A bill to enable the Ballard county court to rebuild the court-house in Blandville, and to issue bonds for that purpose.

By same—

A bill to enable the Ballard county court to rebuild the court-house in Blandville, and to levy an ad valorem tax for that purpose.

By same—

A bill to require the Auditor to copy and furnish to the Ballard county clerk copies of the assessor's books of said county for the year 1879.

By same—

A bill to extend the further time till the 1st day of September, 1880, in which J. H. Davis, sheriff of Ballard county, shall pay into the Treasury revenue due from said county.

By same—

A bill for the benefit of W. H. and J. H. Davis, sheriff and late sheriff of Ballard county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend the charter of the city of Covington.

By Mr. Hays, from the Committee on Finance—

A bill for the benefit of John G. Bailey, of Webster county.

By same—

A bill for the benefit of H. B. Wiseman, late sheriff of Estill county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was ordered to be placed in the orders of the day, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Mitchell read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

Whereas, It is apparent, in the limited time now remaining of the constitutional term, that measures of great public interest now pending before this General Assembly cannot be properly perfected and acted upon, and a failure to perfect said legislation will act detrimentally to the public service; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session of the General Assembly be extended beyond the sixty days to which it is now limited by the Constitution.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	A. B. Montgomery,
J. H. Bruce,	Samuel E. Hill,	G. W. Reeves,
M. T. Carpenter,	P. P. Johnston,	John W. Rowlett,
A. R. Clarke,	C. N. Lewis,	James Shackleford,
Attila Cox,	T. J. McElrath,	H. H. Skiles,
Geo. T. Edwards,	R. I. McQuiddy,	J. H. Wilkinson,
Charles D. Foote,	Thos. J. Megibben,	A. H. Willingham—26.
John T. Gathright,	D. G. Mitchell,	

Those who voted in the negative, were—

Alex. E. Adams,	Thomas Johnson,	Richard J. White—5.
James Blackburn,	Ishmael H. Smith,	

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act to establish the American Printing House for the Blind, and the amendments thereto.

By Mr. Hays, from the Committee on Finance—

An act to allow the heirs of J. B. Dupriest to redeem their lands sold for taxes to the State.

By same—

An act for the benefit of Thomas Jones, ex-sheriff of Campbell county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed bills and adopted a resolution, which originated in the Senate, of the following titles, viz:

An act to enable the Ballard county court to rebuild the court-house in Blandville, and to issue bonds for that purpose.

An act to enable the Ballard county court to rebuild the court-house in Blandville, and to levy an ad valorem tax for that purpose.

An act to require the Auditor to copy and furnish to the Ballard county clerk copies of the assessor's books of said county for the year 1879.

An act to extend the further time till 1st September, 1880, in which J. H. Davis, sheriff of Ballard county, shall pay into the Treasury the revenue due from said county.

Resolution extending session of the General Assembly.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Union Express Company."

Sundry amendments were proposed to said bill.

Pending the consideration of which, on motion of Mr. Blackburn,

Ordered, That said bill and pending amendments be recommitted to the Committee on Codes of Practice.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of the clerks of the circuit, criminal, common pleas, county, and quarterly courts of this Commonwealth.

Mr. Blackburn moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hill moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

The Senate took up for consideration a resolution, entitled

Resolution in regard to the circuit court clerk's office of Jefferson county.

Mr. Montgomery moved an amendment to said resolution.

Pending the consideration of which, on motion of Mr. Hays,

Ordered, That the further consideration of said resolution and proposed amendment be postponed until to-morrow.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of R. M. Kenney, late sheriff of Bourbon county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

Whereas, R. M. Kenney, late sheriff of Bourbon county, Kentucky, did pay into the Public Treasury the State revenue in full for Bourbon county for the year 1876; and whereas, there was in said county for said year delinquents, whose tax could not be collected, but which was paid into the Public Treasury to the amount of $187 25; now, therefore, said R. M. Kenney having presented proper proof that said taxes were not collected by him, and for his just and proper relief,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the State Treasurer in favor of R. M. Kenney for one hundred and eighty-seven dollars and twenty-five cents ($187 25), the amount due said Kenney, payable out of any money in the Treasury to the credit of the Colored School Fund not otherwise appropriated.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	W. O Mize,
Alex. E. Adams,	Henry George,	Alex. B. Montgomery,
James Blackburn,	R. G. Hays,	John Walter Rowlett,
J. H. Bruce,	Thomas Johnson,	Jas. Shackleford,

M. T. Carpenter,	P. P. Johnston,	H. H. Skiles,
A. R. Clarke,	C. N. Lewis,	Ishmael H. Smith,
Attila Cox,	R. I. McQuiddy,	J. H. Wilkinson,
Geo. T. Edwards,	Thos. J. Megibben,	A. H Willingham—24.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a resolution, entitled

Resolution directing the Librarian to obtain a supply of water from the city of Frankfort for the use of the State buildings and offices.

Mr. Foote, the mover of said resolution, asked leave to withdraw it, and, by the unanimous consent of the Senate, he was permitted to do so.

The Senate took up for consideration a resolution from the House of Representatives, entitled

Resolution of thanks to Prof. Shaler.

Said resolution was twice read and adopted.

The yeas and nays being required thereon by Messrs. Mitchell and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	W. O. Mize,
Alex. E. Adams,	Henry George,	A. B. Montgomery,
Joseph Bertram,	R. G. Hays,	G. W. Reeves,
James Blackburn,	Samuel E. Hill,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	James Shackleford,
M. T. Carpenter,	C. N Lewis,	H. H. Skiles,
A. R. Clarke,	T. J. McElrath,	Ishmael H. Smith,
Attila Cox,	R. I. McQuiddy,	Richard J. White,
Geo. T. Edwards,	Thos. J. Megibben,	J. H. Wilkinson,
Charles D. Foote,	D. G. Mitchell,	A. H. Willingham—30.

In the negative—none.

The Senate took up for consideration a bill, entitled

A bill to provide for the recovery of money raised under any lottery privilege granted by the Commonwealth for the benefit of any school of learning, public library, public charity, or corporation, wrongfully or fraudulently appropriated, withheld, or converted by any person.

On motion of Mr. Hays,

Ordered, That the further consideration of said bill be postponed until to-morrow.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Louisville and Nashville Railroad Company;

An act for the benefit of school district No. 36, Pulaski county;

An act for the benefit of school district No. 33, Garrard county;

An act to aid school district No. 7, Fayette county;

An act to amend an act, entitled "An act to charter the Grand Consistory of Kentucky and subordinates," approved March 8th, 1867;

An act to amend an act to organize and establish a system of public schools in the city of Henderson, approved March 15th, 1869;

An act for the benefit of E. Fisher, police judge of Cloverport, Kentucky;

An act to repeal section three of an act, entitled "An act for the benefit of Estill Seminary;"

An act for the benefit of J. D. Shearer, common school commissioner of Wayne county;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Horizontal Metal Roofing Company

An act to incorporate the East Cairo and Paducah Railroad Company;

An act to amend an act, entitled "An act to incorporate the town of Corinth, in Grant county," approved March 11, 1878;

An act to incorporate the Central Kentucky Fair Association;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate took up for consideration a bill, entitled

A bill to amend the Code of Practice in criminal cases.

Mr. Cox moved to reconsider the vote by which the Senate had ordered said bill to its third reading.

And the question being taken thereon, it was decided in the negative.

Pending the further consideration of said bill, Mr. McElrath moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 25, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to empower the court of claims of Shelby county to levy an additional ad valorem tax.

An act to amend the charter of the Poplar Mountain Coal Company, and acts amendatory thereto.

An act to amend an act to incorporate the National Mutual Benefit Association.

That they had adopted resolutions of the following titles, viz:

1. Resolution for the benefit of J. A. Brents.

2. Resolution in regard to printing programmes, notices, and proceedings of County Teachers' Institutes, &c.

3. Resolution to our members in Congress in regard to the tax on the sale of leaf tobacco, &c.

4. Resolution of thanks to the Hon. Charles Stewart Parnell.

5. Resolution instructing the Committee on General Statutes to bring in a bill regulating jurisdiction of justices of the peace.

Which were read and referred—the 1st and 3d to the Committee on Federal Relations; the 2d to the Committee on Education; the 4th to the Committee on Agriculture and Manufactures, and the 5th to the Committee on General Statutes.

That they had disagreed to a resolution, which originated in the Senate, entitled

Resolution in regard to the election of Public Printer.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend an act to incorporate the town of Chester.

An act to charter Carter Lodge, No. 264, Independent Order of Odd Fellows, of Grayson, Kentucky.

An act to incorporate the United Baptist Church of Freedom, in Barren county.

An act for the benefit of the Kelley and Eminence Turnpike Road Company, in Henry county.

An act to amend the act of incorporation of the town of Greenup, in Greenup county, and the acts amendatory thereof.

An act to prevent the destruction of fish in the waters of Dick's river and Hanging Fork.

An act to amend an act incorporating the town of Greensburg.

An act to incorporate the Trinity Episcopal Church, in the city of Owensboro.

An act to amend an act incorporating the Lancaster City Hall Association.

An act to amend the charter of the town of Gordonsville, in Logan county, Kentucky.

An act to incorporate the Dixon Lodge, No. 467, of Free and Accepted Masons, in Webster county.

An act to incorporate the Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county.

An act for the benefit of Union county, re-enacting and amending an act approved February 20th, 1878, entitled "An act for the benefit of Union county, authorizing the county court of said county to refund the court-house and jail debts of Union county."

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Madisonville," approved February 13th, 1873.

An act to amend the charter of the town of Adairville, in Logan county.

An act to amend an act to incorporate the Masonic Temple Company of Owensboro, approved March 22d, 1873.

An act to amend the charter of the city of Covington.

That they had passed bills of the following titles, viz:

1. An act to incorporate the Christian County Agricultural and Mechanical Association of Colored People.

2. An act to amend the charter of the Glencoe and Sugar Creek Turnpike Company, in Gallatin county.

3. An act to incorporate the Young Ladies' Academy of the Visitation of Mount Amirabilis.

4. An act to incorporate the Ohio Valley Turnpike Road Company, in Bracken county.

5. An act to incorporate the Methodist Episcopal Church, South, in the city of Columbus.

6. An act to amend the charter of the city of Columbus.

7. An act annulling the charter of the town of Franklin, Simpson county, Kentucky, and amendments thereto.

8. An act to amend an act, approved March 18th, 1878, incorporating Columbus, Kentucky, Manufacturing Company.

9. An act to incorporate the town of Sulphur Well, in Metcalfe county.

10. An act to incorporate the Highland Literary, Scientific, and Military Institute.

11. An act to authorize the mayor and council of Augusta to make subscriptions to the Augusta and Mt. Olivet Turnpike Road Company.

12. An act to amend the charter of the town of Lewisburg, in Logan county.

13. An act to incorporate the Father Matthew's Total Abstinence Society, of Maysville.

14. An act to incorporate Stella Lodge, No. 243, Independent Order of Odd Fellows, at Elizaville, Kentucky.

15. An act, entitled "An act to incorporate the Mutual Benefit Association of the Western Virginia Conference of the Methodist Episcopal Church, South," approved February 14th, 1876.

16. An act to provide a law library for the clerk's office in Ballard county.

17. An act to authorize the county court to supply certain records of the county court of Ballard county destroyed by fire, and for other purposes.

18. An act to amend the charter of the Glasgow Railroad Company.

19. An act to incorporate the Green River, Burksville, and Cumberland Valley Railroad Company.

20. An act to authorize the building of turnpike roads in Pendleton county.

21. An act to incorporate Science Hill Academy, of Taylor county.

22. An act to amend the charter of Montgomery, in Trigg county.

23. An act to amend an act, entitled "An act to incorporate the Somerset and Clio Turnpike Road Company."

24. An act incorporating the Stanford Town Hall Company.

25. An act to incorporate the Bourbon County Colored Co-operative Association.

26. An act to establish and incorporate the town of Bonnieville, in Hart county.

27. An act to incorporate the Bradford and Lenoxburg Turnpike Company, Bracken county.

28. An act to incorporate a turnpike road company in Grant county.

29. An act to add a small section of Campbell county to the Highland district, in said county.

30. An act to amend an act, entitled "An act to revise and amend the charter of the city of Newport, in Campbell county," approved March the 8th, 1878.

31. An act to incorporate the Louisville Safety Vault Company.

32. An act to amend an act, entitled "An act to incorporate the town of Hammonville, in Hart county," approved March 6th, 1878, and the amendments thereto.

33. An act to amend the charter of the town of Louisa.

34. An act to amend and change an act, approved March 22d, 1878, to incorporate Columbus College, in Hickman county.

35 An act authorizing Capital Lodge, No. 6, Independent Order of Odd Fellows, to fund its present bonded indebtedness.

36 An act to amend an act, entitled "An act to incorporate and establish the town of Lewisburg, in Mason county."

37. An act to incorporate the Miller and Matthews Lead Mining and Petroleum Company.

38. An act to incorporate the town of Spottsville, in Henderson county.

39. An act to incorporate the Campbellsville Cemetery Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 2d to the Committee on Railroads; the 3d, 6th, 10th, 11th, 24th, 26th, and 33d to the Committee on Internal Improvement; the 4th, 17th, 25th, and 32d to the Committee on Education; the 5th, 7th, 8th, 9th, 13th, 15th, 16th, 18th, 19th, 21st, 22d, 23d, 27th, 28th, 29th, 30th, 31st, 34th, 35th, 36th, and 37th to the Committee on the Judiciary; the 12th to the Commit-

tee on Propositions and Grievances; the 20th to the Committee on General Statutes, and the 14th, 38th, and 39th were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid

The following petitions were presented, viz:

By Mr. Willingham—

1. The petition of sundry citizens of Clayville, asking the repeal of the charter of said town.

By Mr. Reeves—

2. The petition of sundry physicians, asking the passage of act amending chapter 38 of the General Statutes, so as to place the claims of medical services and medicines furnished by the family physicians among the preferred claims for family necessaries.

By Mr. Gathright—

3. The petition of sundry citizens of Louisville, praying the passage of an act prohibiting the sale of liquors on Sunday.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Codes of Practice, and the 2d and 3d to the Committee on General Statutes.

A message was received from the House of Representatives, asking leave to withdraw the announcement of the passage of a bill, which originated in the House of Representatives, entitled

An act to amend an act and reduce into one the several acts in regard to the city of Lebanon.

Which was granted, and the bill delivered to the messenger.

On motion of Mr. Megibben, leave of absence, indefinitely, was granted Mr. Clarke.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Rowlett, from the Committee on Finance—

An act for the benefit of F. A. Goodpaster, of Bath county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of Polk Dittoe, late sheriff of Henry county.

By Mr. Rowlett, from the Committee on Finance—

An act for the benefit of J. H. Armstrong, late sheriff of Carter county.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution for the appointment of a joint committee to draft and report a bill repealing the present system of pleading in civil cases in this State.

Which was read and referred to the Committee on Codes of Practice.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill for the benefit of owners of hacks in this Commonwealth.

Sundry amendments were proposed to said bill.

Pending the consideration of which, on motion of Mr. Montgomery,

Ordered, That said bill be recommitted to the Committee on Finance.

The Senate took up for consideration a bill, entitled

A bill for the benefit of H. B. Wiseman, late sheriff of Estill county.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of J. P. Grinstead, late sheriff of Monroe county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, A judgment was rendered against J. P. Grinstead and his sureties in favor of the State of Kentucky for the sum of $1,624 76, exclusive of interest and cost, and John W. Combs and Abram Jenkins both had their property sold to satisfy said judgment, and a e both now old

men, and very poor—the State will lose nothing by releasing said men from any further liability to the State—therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That John W. Combs, and all the other sureties of John P. Grinstead, late sheriff of Monroe county, be, and they are hereby, released from any further liability to the State upon the bond executed by John P. Grinstead, late sheriff of Monroe county, for the collection of said revenue for the year 1874.

§ 2. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Samuel E. Hill,	H. H. Skiles,
Albert S. Berry,	C. N. Lewis,	Ishmael H. Smith,
Geo. T. Edwards,	T. J. McElrath,	Richard J. White,
W. H. Frederick,	Clifton J. Pratt,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham—17.
R. G. Hays,	John W. Rowlett,	

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	W. O. Mize,
J. H. Bruce,	R. I. McQuiddy,	A. B. Montgomery,
M. T. Carpenter,	Thos. J. Megibben,	Jas. Shackleford—11.
Charles D. Foote,	D. G. Mitchell,	

Resolved, That the title of said bill be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act releasing sureties of M. C. Rowland, late sheriff of Marshall county, from further liability on a judgment in the Franklin circuit court,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, All the property, both real and personal, which was subject to execution, of B. F. Moran, C. York, E. Cox, and J. M. Mooney has been sold to satisfy a judgment recovered against them as sureties upon the revenue bond of M. C. Rowland, late sheriff of Marshall county, by the Commonwealth of Kentucky, at the June term, 1877, of the Franklin circuit court, for the sum of $5,653 28, with costs and interest, and Attorney General's fee of two per cent., leaving a large balance of the judgment unsatisfied; and whereas, at said sales, made for cash in hand, the State of Kentucky bid for, and became the owner of, about —— acres of the lands of said sureties, including their houses, and leaving said sureties, who are old men with families to support, without even a homestead; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That said B. F. Moran, C. York, E. Cox, and J. M. Mooney be, and

they are hereby, released from any further liability on said judgment so recovered against them in the Franklin circuit court as sureties of said sheriff.

§ 2. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs Mitchell and McElrath, were as follows, viz :

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	H. H. Skiles,
Albert S. Berry,	Sam. E. Hill,	Ishmael H. Smith,
Attila Cox,	C. N. Lewis,	Richard J. White,
Geo. T. Edwards,	T. J. McElrath,	J. H. Wilkinson,
W. H. Frederick,	G. W. Reeves,	A. H. Willingham—17.
Henry George,	John W. Rowlett,	

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	W. O. Mize,
M. T. Carpenter,	R. I. McQuiddy,	Alex. B. Montgomery,
Chas. D. Foote,	Thos. J. Megibben,	Jas. Shackleford—11.
Thomas Johnson,	D. G. Mitchell,	

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill for the benefit of the Institution for the Tuition of the Deaf and Dumb.

Said bill reads as follows, viz :

§ 1 *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of $40,000 is hereby appropriated to the Institution for the Tuition of the Deaf and Dumb, to be used by, and under the direction of, the board of commissioners of said Asylum in erecting, building, and furnishing suitable additional accommodations for the care and tuition of the inmates of said Institution. The said $40,000 hereby appropriated shall be expended in the manner herein provided, and for the following purposes: fifteen thousand dollars ($15,000) for the erection of an engine with heating attachments for all the buildings, and with adequate laundry attachments, and for making additions and improvements on the dining-room and laundry, or in building a new laundry in connection with the engine house, and the remaining twenty-five thousand dollars ($25,000) for the construction of a suitable building for the accommodation of the boys, to contain a chapel, room for male teachers, &c., the same to be substantial and durable in its character rather than ornamental.

§ 2. The said commissioners shall advertise for bids, and let out upon contract the buildings erected by them under this act, and shall take good and sufficient bond or bonds from the party or parties to whom the contracts are awarded for the faithful performance of the same; but said commissioners may, in their discretion, contract for the repairs, and such other improvements, other than buildings to be erected, as they may make without advertising for bids for the same. They may make partial payments on the work as the same progresses: *Provided*, The payments so

made shall not exceed eighty-five per cent. of the amount due on the work performed. Said commissioners may also, in their discretion, employ an architect to furnish plans and specifications for any of the building and work to be done under the provisions of this act, and to superintend, under their direction, the execution of the same.

§ 3. This act shall take effect from its passage.

Mr. Skiles moved to amend said bill by adding to the second section thereof the following, viz:

It shall be the duty of the Keeper of the Penitentiary to furnish to the commissioners who may be appointed to make the improvement required by this act twenty-five able-bodied male convicts to do said work, and their board, cost of guard, and such other necessary expenses as may be by them incurred, shall be paid out of this appropriation; and it shall be the duty of said commissioners to use said convicts to said work as far as said hands may be qualified to do said work.

And the question being taken thereon, it was decided in the affirmative.

Mr. Hill moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative, not having received a constitutional majority.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	W. H. Frederick,	R. I McQuiddy,
J. H. Bruce,	John T. Gathright,	Thos. J. Megibben,
Attila Cox,	Sam. E. Hill,	A. B. Montgomery,
Geo. T. Edwards,	Thomas Johnson,	Jas. Shackleford—14.
Charles D. Foote,	P. P. Johnston,	

Those who voted in the negative, were—

Alex. E. Adams,	C. N. Lewis,	John W. Rowlett,
Albert S. Berry,	D. G Mitchell,	Ishmael H. Smith,
M. T. Carpenter,	W. O Mize,	J. H. Wilkinson,
Henry George,	Clifton J. Pratt,	A. H. Willingham—12.

Mr. George moved to reconsider the vote by which the Senate had rejected said bill.

Which motion was simply entered.

The Senate, according to order, took up for consideration a bill, entitled

A bill to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments."

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to amend article 29, section 5, chapter 29, of the General Statutes," approved March 6th, 1878, be, and the same is hereby, repealed.

§ 2. This act shall be in force from and after its passage.

Mr. Blackburn moved to amend said bill by adding to the first section thereof the following, viz:

And that section 5, article 29, of chapter 29, of the General Statutes, be, and the same is hereby, re-enacted; also by adding to the title thereof the following words: and to re-enact section 5 of article 29 of chapter 29 of the General Statutes.

And the question being taken thereon, it was decided in the affirmative.

Mr. McElrath moved to amend said bill as follows, viz:

Amend by striking out the word "and," in the 6th line of the 1st section, and inserting the word "or" in lieu thereof before the word "imprisoned;" also amend said section by adding after the word "days," in the 7th line, the words "or both;" also strike out the words "twenty five dollars," in the 5th line of said section, and inserting "fifty dollars."

Mr. Hays moved to amend said proposed amendment by striking out "fifty dollars," where it occurs therein, and inserting in lieu thereof "five dollars."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the amendment proposed by Mr. McElrath to said bill, and it was decided in the negative.

Mr. Cox moved the following amendment as a substitute for said bill, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to amend article 29, section 5, chapter 29, of the General Statutes," approved March 6, 1878, is so amended as to exempt from its provisions officers of the law, United States mail carriers, and express messengers while in the discharge of their official duties.

And the question being taken thereon, it was decided in the negative.

The amendment heretofore proposed by Mr. Clarke as a substitute for said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any person shall carry concealed a deadly weapon upon or

about his person other than an ordinary pocket knife, such person shall, upon indictment and conviction, be fined not less than twenty-five nor more than one hundred dollars: *Provided*, That carrying concealed deadly weapons shall be lawful in the following cases, to-wit: by sheriffs, constables, marshals, policemen, jailers, and other ministerial officers of the State and United States governments, when in the discharge of their official duties.

§ 2. All laws inconsistent with this act are hereby repealed.

§ 3. This act shall take effect and be in force from and after March 1st, 1880.

And the question being taken thereon, it was decided in the negative.

The amendment heretofore proposed by Mr. Halbert as a substitute for said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 1 of article 29, chapter 29, of the General Statutes, be, and the same is hereby, amended so as to read: If any person shall hereafter carry concealed a deadly weapon upon or about his person, other than an ordinary pocket knife, or shall sell a deadly weapon to a minor other than an ordinary pocket knife, such person shall, upon indictment and conviction, be fined not less than twenty-five nor more than two hundred dollars, or imprisoned in the county jail for not less than ten nor more than sixty days, or both so fined and imprisoned, in the discretion of the court or jury trying the case.

§ 2. That the act approved March 6th, 1878, entitled "An act to amend article 29, chapter 29, of the General Statutes, title "Crimes and Punishments," be, and the same is hereby, repealed; and in lieu of section 5 of article 29, chapter 29, of the General Statutes, repealed by the act aforesaid, the following be added, to-wit: it shall hereafter be lawful for sheriffs, constables, marshals, policemen, and other ministerial officers, to carry deadly weapons concealed about or upon their persons, for their protection while in the discharge of their official duties.

§ 3. This act shall take effect and be in force from and after the first day of June, 1880.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The yeas and nays being required thereon by Messrs. Bruce and McQuiddy, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	D. G. Mitchell,
Albert S. Berry,	Samuel E. Hill,	A. B. Montgomery,
James Blackburn,	Thomas Johnson,	G. W. Reeves,

Geo. T. Edwards,	P. P. Johnston,	John W. Rowlett,
Charles D. Foote,	C. N Lewis,	James Shackleford,
W. H. Frederick,	T. J. McElrath,	H. H. Skiles,
Henry George,	Thos. J. Megibben,	A. H. Willingham—21.

Those who voted in the negative, were—

J. H. Bruce,	R. I. McQuiddy,	Ishmael H. Smith,
M. T. Carpenter,	W. O. Mize,	Richard J. White,
Attila Cox,	Clifton J. Pratt,	J. H. Wilkinson—10.
John T. Gathright,		

Leave was granted to bring in the following bills, viz:

On motion of Mr. P. P. Johnston—

1. A bill, entitled "An act to amend an act, entitled 'An act to incorporate the Mechanics' Building and Loan Association of Lexington.'"

On motion of Mr. Berry—

2. A bill, entitled, "An act to re-enact and amend an act to incorporate the Newport and Maysville Railroad Company," approved January 9, 1852.

On motion of Mr. Bruce—

3. A bill for the benefit of Polly Self, of Lincoln county.

On motion of same—

4. A bill to amend an act incorporating the Hustonville and McKenny Turnpike Road Company.

On motion of Mr. Shackleford—

5. A bill to incorporate Grassy and Indian Creek Turnpike Company, in Lewis county.

On motion of Mr. Thos. Johnson—

6. A bill to incorporate the Licking River and Morgan Coal Road Company.

On motion of same—

7. A bill to incorporate a turnpike road from Mt. Sterling to Bald Eagle, in Bath county.

Ordered, That the Committee on Banks and Insurance prepare and bring in the 1st; the Committee on General Statutes the 2d; the Committee on Internal Improvemvnt the 4th, 5th, and 7th; the Committee on Claims the 3d, and the Committee on Railroads the 6th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Kentucky Normal School at Carlisle," approved February 16, 1874;

An act to authorize the board of education of the town of Hawesville, and school district No. 1, Hancock county, to fund its debt for school purposes;

An act for the benefit of common school district No. 11, Jefferson county;

An act to repeal a portion of section 11, article 3, of an act to amend and reduce into one the several acts concerning the city of Henderson, approved February 11th, 1867;

An act to amend the charter of Curdsville, Daviess county;

An act for the benefit of common school district No. 28, Hart county;

An act for the benefit of common school district No. 29, in Hart county;

An act to establish free schools for the education of colored children of the city of Owensboro;

An act for the benefit of the public school for the colored people of the town of Winchester, &c.;

An act to incorporate the Henderson Female Seminary, in Henderson county;

An act appropriating $40, or so much thereof as may be necessary, for the purpose of printing the proceedings of the Colored Teachers' State Educational Association held at Louisville, Kentucky, August 27th and 28th, 1879;

An act to incorporate the Louisville Safety Vault Company;

And enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Maysville and Lexington Railroad Company, Northern Division;

An act to amend an act to incorporate the Cumberland and Ohio Railroad Company;

An act to incorporate the town of McHenry;

An act to incorporate the Anchor Mutual Benefit Association of Kentucky;

An act to enable the Ballard county court to rebuild the court-house in Blandville, and to issue bonds for that purpose;

An act to enable the Ballard county court to rebuild the court-house in Blandville, and to levy an ad valorem tax for that purpose;

An act to require the Auditor to copy and furnish to the Ballard county clerk copies of the assessor's books of said county for the year 1879;

An act to extend the further time till 1st September, 1880, in which J. H. Davis, sheriff of Ballard county, shall pay into the Treasury the revenue due from said county;

Resolution giving the right of burial in that part of Frankfort Cemetery owned by the State to the bodies of Gen. Humphrey Marshall, Lieut. Col. Ezekiel Fields, and Maj. Thos. T. Hawkins;

Resolution extending session of the General Assembly;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

THURSDAY, FEBRUARY 26, 1880.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to incorporate Germantown Normal Academy, and to grant certain powers to the common school district in which said academy is located, in Bracken county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with, said bill was referred to the Committee on Education.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to require the Auditor to copy and furnish to the Ballard county clerk copies of the assessor's books of said county for the year 1879.

An act to extend the further time till the 1st day of September, 1880, in which J. H. Davis, sheriff of Ballard county, shall pay into the Treasury the revenue due from said county.

An act to enable the Ballard county court to rebuild the court-house in Blandville, and to levy an ad valorem tax for that purpose.

An act to enable the Ballard county court to rebuild the court-house in Blandville, and to issue bonds for that purpose.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 26, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

D. W. Gowdy, Taylor county.
M. A. Jones, Whitley county.
G. A. Doan, Knox county.
L. F. Hubble, Lincoln, Boyle, and Garrard counties.
Ben. D. Elder, Union county.
P. D. Lykins, Lewis county.
O. H. Haynes, Daviess county.
C Winncourts, Logan county.
J. W. Davis, Jefferson county.
H. G. V. Wintersmith, Hardin county.
J. L. Danforth, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Rowlett, from the Committee on Finance, reported a bill, entitled

A bill to amend an act to incorporate the town of Millerstown, in Grayson county.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Mize, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives, entitled

An act to repeal certain acts and parts of acts concerning the sealer of weights and measures, and fixing the fees and duties of said officer, for Jefferson county,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act regulating the fees and duties of the sealer of weights and measures in the county of Jefferson," approved January 7th, 1852; also the act, entitled "An act to amend an act, entitled 'An act regulating the fees and duties of the sealer of weights and measures in the county of Jefferson,' approved January 7th, 1852," approved March 9th, 1854; also an act, entitled "An act to amend an act, entitled 'An act regulating the fees and duties of the sealer of weights and measures in the county of Jefferson,' approved January 7th, 1852," approved February 28th, 1865; also the following words of section 4, chapter 112, of the General Statutes: "but the county of Jefferson shall prescribe the duties and fix the fees of the sealer of weights and measures in that county," and all other acts and parts of acts in conflict with this act, are hereby repealed.

§ 2. The county court of Jefferson county, at its levy term in March, shall have power to elect a sealer of weights and measures for that county every two years, at its fall session, and to regulate his duties and fees: *Provided*, That it shall not establish any higher fees for said office than the following rates, to-wit: For testing, adjusting, and sealing dormant scales of over 50,000 pounds capacity, two dollars and a half ($2 50); for dormant scales of 10,000 pounds capacity and over, up to 50,000 pounds, inclusive, two dollars ($2); for dormant scales under 10,000 pounds capacity, two dollars ($2); for all other scales, balances, and patent balances, twenty-five cents (25 cents) each; for steelyards, ten cents each; for all weights of not less than five pounds capacity, and up to one hundred pounds, inclusive, five cents each; for pyramid piles of weights, five cents each, not to exceed fifteen cents for one pile; for all wine and dry measures, five cents each; for yard measure, two and one half cents each.

§ 3. No fees shall be prescribed for said office unless herein expressly authorized; and when a weight, balance, or measure is once tested and sealed, it shall not be tested or sealed again, except at the request of some one who complains, or the owner thereof. When tested on complaint, if it be found substantially correct the complainer shall pay the fee; if materially incorrect, the owner shall pay. No fee shall be paid for testing any scale, balance, or measure which is not in use or intended for use.

§ 4. If any person shall refuse to permit the weights, balances, or measures used by him to be once tested, or to be tested after complaint of any person, the person so offending shall be subject to a fine of $10, recoverable before any justice of the peace, in the name and for the benefit of the Commonwealth.

§ 5. It shall be the duty of said officer to prosecute all or any persons who shall violate the provisions of this act, or the provisions of section 5, chapter 112, of the General Statutes.

§ 6. A weight, balance, or measure once tested shall not be tested or sealed again simply because of change of owner.

§ 7. The sealer of weights and measures shall take charge of the standard weights and measures for Jefferson county, and give bond in the sum of $2,000, with sufficient surety, to be approved by the county court, for the faithful performance of his duties and care of the weights and measures intrusted to him: and he shall annually make report to said county court, in writing, verified by his oath, setting forth the fines imposed and recovered under this act, with an itemized statement of all scales, weights, and measures tested and sealed by him, and his fees therefor.

§ 8. The said officer shall not, under the provisions of this act, test or seal any weight, measure, or balance which has been tested or sealed within one year last past by the officer of sealer of weights and measures for said county of Jefferson, except at the request of the owner or on the complaint of some person.

§ 9. This act shall take effect from its passage; and the office of sealer of weights and measures for said Jefferson county, as established before this act, is hereby abolished.

Mr. Hays moved to amend said bill by adding thereto the following section, viz:

It shall be the duty of the sealer of weights and measures to keep an office in the central portion of the city and shall be at his office each day between the hours of 9 o'clock, A. M., and 4, P. M., by himself or agent.

Mr. George moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Hays to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Geo. T. Edwards,	D. G. Mitchell,
Albert S. Berry,	R. G. Hays,	G. W. Reeves,
J. H. Bruce,	Samuel E. Hill,	H. H. Skiles,
M. T. Carpenter,	T. J McElrath,	A. H Willingham—14.
A. R. Clarke,	Thos. J. Megibben,	

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	John Walter Rowlett,
Charles D. Foote,	C. N. Lewis,	Jas. Shackleford,
W. H. Frederick,	R. I. McQuiddy,	Ishmael H. Smith,
John T. Gathright,	W. O Mize,	Richard J. White,
Henry George,	Alex. B. Montgomery,	J. H. Wilkinson—17.
Thomas Johnson,	Clifton J. Pratt.	

Ordered, That said bill be read a third time.

Said bill was read a third time.

The question was then taken on dispensing with the rule and placing said bill upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	A. B. Montgomery,
James Blackburn,	Sam. E. Hill,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	James Shackleford,
A. R. Clarke,	C. N. Lewis,	H. H. Skiles,
Geo. T. Edwards,	T. J. McElrath,	Ishmael H. Smith,
Charles D. Foote,	R. I. McQuiddy,	Richard J. White,
W. H. Frederick,	Thos. J. Megibben,	J. H. Wilkinson,
John T. Gathright,	W. O. Mize,	A. H. Willingham—27.

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	D. G. Mitchell—4.
Albert S. Berry,		

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	Clifton J. Pratt,
Alex. E. Adams,	Samuel E. Hill,	G. W. Reeves,
James Blackburn,	Thomas Johnson,	John W Rowlett,
J. H. Bruce,	P. P. Johnston,	James Shackleford,
M. T. Carpenter,	C. N. Lewis,	H. H. Skiles,
A. R. Clarke,	R. I. McQuiddy,	Ishmael H. Smith,
Geo. T. Edwards,	Thos. J. Megibben,	Richard J. White,
Charles D. Foote,	W. O. Mize,	J. H. Wilkinson,
W. H. Frederick,	A. B. Montgomery,	A. H. Willingham—28.
John T. Gathright,		

Those who voted in the negative, were—

Albert S. Berry,	R. G. Hays,	D. G. Mitchell—4.
Clinton Griffith,		

Resolved, That the title of said bill be as aforesaid

Mr. Megibben, from the Special Committee on the Penitentiary, presented the report of said committee, together with the testimony upon which it was based.

[*For Report—see Legislative Document, No.* 18.]

Which were received, the reading dispensed with, and, on motion of Mr. Berry,

Ordered, That one thousand copies of said report and testimony be printed for the use of the General Assembly, and the clerk to said committee is directed to revise the proof of the same.

Mr. Montgomery moved to suspend the rules and direct the Committee on Codes of Practice to report a resolution, which had been referred to it from the House of Representatives, entitled

Resolution for the appointment of a joint committee to draft and report a bill repealing the present system of pleading in civil cases in this State.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Montgomery and Rowlett, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	Alex. B. Montgomery,
Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Sam. E. Hill,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	Jas Shackleford,
A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Attila Cox,	C. N Lewis,	Ishmael H. Smith,
Geo. T. Edwards,	R. I. McQuiddy,	J. H. Wilkinson,
Chas. D. Foote,	Thos. J. Megibben,	A. H. Willingham—26.
W. H. Frederick,	D. G. Mitchell,	

Those who voted in the negative, were—

Henry George,	W. O. Mize,	Richard J. White—5.
T. J. McElrath,	G. W. Reeves,	

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred a resolution, which originated in the House of Representatives, entitled

Resolution for the appointment of a joint committee to draft and report a bill repealing the present system of pleading in civil cases in this State,

Reported the same without an expression of opinion.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That it is the sense of said Assembly that it is expedient to return substantially to the system of pleading in force in this State on the 31st day of December, 1876; therefore,

Be it further resolved, That a joint committee, consisting of two members from the Senate and three members of the House of Representatives, be appointed by the Speaker of the said respective Houses, to draft and report a bill to repeal the present system of pleading in this State, and to re-enact substantially the system of pleading in force on the 31st day of December, 1876.

And the question being taken on concurring in the adoption of said resolution, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Montgomery and Hill, were as follows, viz:

Those who voted in the affirmative, were—

M. T. Carpenter,	A. B. Montgomery,	H. H. Skiles,
Charles D. Foote,	John W. Rowlett,	A. H. Willingham—7.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	Sam. E. Hill,	W. O Mize,
Alex. E. Adams,	Thomas Johnson,	Clifton J. Pratt,
Albert S. Berry,	C. N. Lewis,	G. W. Reeves,
James Blackburn,	T. J. McElrath,	Ishmael H. Smith,
J. H. Bruce,	R. I McQuiddy,	Richard J. White,
A. R. Clarke,	Thos. J. Megibben,	J. H. Wilkinson—20.
Geo. T. Edwards,	D. G. Mitchell,	

So said resolution was disagreed to.

The Senate took up for consideration a bill, entitled

A bill to amend the Code of Practice in criminal cases.

Ordered, That said bill be engrossed and read a third time.

Said bill reads as follows, viz:

§ 1 *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That no person shall be disqualified as a witness in any penal or criminal case or proceeding by reason of his interest in the event of the same, as a party or otherwise, but such interest may be shown for the purpose of affecting his credibility: *Provided, however*, That a defendant in any penal or criminal case or proceeding shall only, at his own request, be deemed a competent witness; and his neglect to testify shall not create any presumption against him, nor shall the court permit any reference to or comment upon such neglect.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The yeas and nays being required thereon by Messrs. Berry and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	D. G. Mitchell,
Albert S. Berry,	John T. Gathright,	James Shackleford,
James Blackburn,	Henry George,	H. H. Skiles,
J. H. Bruce,	Clint. Griffith,	Ishmael H. Smith,
M. T. Carpenter,	Samuel E. Hill,	J. H. Wilkinson,
Geo. T. Edwards,	P. P. Johnston,	A. H. Willingham—20.
Charles D. Foote,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	C. N Lewis,	A. B. Montgomery,
A. R. Clarke,	T. J. McElrath,	Clifton J. Pratt,
Attila Cox,	R. I. McQuiddy,	G. W. Reeves,
R. G. Hays,	W. O. Mize,	Richard J. White—13.
Thomas Johnson,		

Leave was granted to bring in the following bills, viz:

On motion of Mr. Mize—

1. A bill to incorporate the Eastern Kentucky High School.

On motion of Mr. Berry—

2. A bill, entitled "An act to incorporate the Masonic Temple Association, of Newport, Kentucky.

On motion of Mr. Griffith—

3. A bill to incorporate the Daviess County Gravel Road Company.

On motion of Mr. Hays—

4. A bill to abolish the office of sealer of weights and measures in the county of Jefferson.

On motion of Mr. George—

5. A bill to repeal section 12 of article 8 of chapter 92, General Statutes.

On motion of same—

6. A bill to sell at public outcry the county levy delinquent tax-lists of Graves and Fulton counties.

On motion of Mr. Griffith—

7. A bill to incorporate the American Commercial Company.

Ordered, That the Committee on Education prepare and bring in the 1st; the Committee on General Statutes the 2d and 5th; the Committee on Internal Improvement the 3d and 7th; the Committee on Federal Relations the 4th, and the Committee on Propositions and Grievances the 6th

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Kentucky Central Railroad Company.

Sundry amendments were proposed to said bill.

Pending the consideration of which, Mr. Berry moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

FRIDAY, FEBRUARY 27, 1880.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and joint resolutions, which originated in the Senate, of the following titles, viz:

An act to authorize the court of claims of Daviess county to levy an ad valorem tax to pay the floating debt of said county, and for other purposes.

An act to incorporate the town of McHenry.

An act to incorporate the Anchor Mutual Benefit Association of Kentucky.

An act to amend an act, entitled "An act to incorporate the town of Corinth, in Grant county," approved March 11, 1878.

An act to incorporate the Horizontal Metal Roofing Company.

An act to incorporate the Preachers' Relief Association of the Kentucky Annual Conference of the Methodist Episcopal Church.

An act to amend the charter of the Maysville and Lexington Railroad Company, Northern Division.

An act to amend an act to incorporate the Cumberland and Ohio Railroad Company.

An act to incorporate the East Cairo and Paducah Railroad Company.

Resolution giving the right of burial in that part of the Frankfort Cemetery owned by the State to the bodies of Gen. Humphrey Marshall, Lieut. Col. Ezekiel Fields, and Maj Thos. T. Hawkins.

Resolution extending session of the General Assembly.

On motion of Mr. Edwards, leave of absence, indefinitely, was granted Messrs. Smith and White.

Mr. Hill, from the Committee on General Statutes, to whom was referred bills from the House of Representatives, of the following titles, viz:

An act to ascertain and mark the boundary lines between the counties of Larue, Green, and Taylor;

An act to amend sections 1, 2, 4, and 5 of chapter 49, General Statutes, title "Guards," &c.;

Reported the same without amendment.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. George moved to reconsider the vote by which the Senate had passed the last named bill.

Which motion was simply entered.

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill to incorporate the Henry Clay Mutual Savings Association, of Campbell county.

Mr. Blackburn moved to amend said bill by adding to the first section thereof the following words, viz:

The president or chief officer shall, on the first day of each year, pay to the Auditor of State fifty cents on each one hundred dollars' worth of stock subscribed: *And provided further*, That no higher rate of interest shall be charged than is allowed by law to be charged by banking companies.

Mr. Carpenter moved to amend said proposed amendment by striking out the word "fifty," where it occurs therein, and inserting in lieu thereof the word "forty," and by inserting the words "paid up" before the word "stock."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Blackburn to said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	A. B. Montgomery,
James Blackburn,	George T. Halbert,	G. W. Reeves,
M. T. Carpenter,	P. P. Johnston,	John Walter Rowlett,
Geo. T. Edwards,	C. N. Lewis,	J. H. Wilkinson,
Charles D. Foote,	R. I. McQuiddy,	A. H. Willingham—16.
W. H. Frederick,		

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	W. O. Mize,
Albert S. Berry,	Samuel E. Hill,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	James Shackleford,
A. R. Clarke,	T. J. McElrath,	H. H. Skiles,
Clinton Griffith,	Thos. J. Megibben,	Richard J. White—15.

Sundry amendments were proposed to said bill.

Pending the consideration of which, on motion of Mr White,

Ordered, That said bill and pending amendments be recommitted to the Committee on General Statutes.

Mr. Thos. Johnson, from the Committee on Federal Relations, reported the following resolution, viz:

WHEREAS, The General Assembly of the Commonwealth of Kentucky, upon consideration of the address of the Mississippi Valley States Commission appointed by the Governors of said States, recognizes the great importance of the matters therein presented to the State of Kentucky, and conjointly to all the States of the Mississippi Valley, and earnestly commends the same to the favorable consideration of the Congress of the United States, and to the Legislatures of the several States of the Mississippi Valley; and whereas, in view of the magnitude of the Mississippi Valley, covering by far the largest extent of surface drained by one system of waters found in the Temperate Zones of the earth, which now furnishes to the world a larger portion of material for human subsistence than any equal extent of the earth's surface, furnishing a great bulk of material that enters into the foreign and domestic commerce of this country; and in view of the fact that the vast resources of this great valley as in the past, so in the future, must continue chiefly dependent upon the facilities afforded to commerce by the Mississippi river and its tributaries for their development; and in view of the great extent to which these resources may be brought under development by extending the navigation of said river and its tributaries by a systematic improvement of the same, the enlargement of the commercial area, and the great increase of both the foreign and domestic commerce of this country thereby; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the General Assembly of the Commonwealth of Kentucky deem it appropriate, in response to the address of the Mississippi Valley States Commission, to manifest hereby its cordial approval of the same, and to express to the Congress of the United States its conviction that the great natural system of waters in the Mississippi Valley should be improved as a system, and this General Assembly earnestly recommend and desire that Congress shall appoint a suitable commission, or enlarge the Mississippi River Commission of Engineers, for the purpose of having all the waters of the Mississippi Valley susceptible of navigation surveyed, examined, explored, or inquired into, and to have reports made showing the benefits to be derived from such a systematic improvement of said waters, and that in due time all necessary appropriations and laws for the purpose of improving the navigation of said waters, wherever it shall be found useful and advantageous to the commerce of the country, shall be made.

Resolved, That the Representatives in Congress from Kentucky are requested, and the Senators from Kentucky are hereby instructed, to present these resolutions to their respective bodies, and endeavor to secure such action on the part of Congress as may secure the purpose of these resolutions.

Resolved, That His Excellency, Governor Luke P. Blackburn, be requested to forward to the Representatives and Senators in Congress from the State of Kentucky copies of these proceedings, and he is further requested to forward copies of the same to the Governors of the several States of the Mississippi Valley, requesting that they be communicated to the respective Legislatures of said States as an expression of the views of this General Assembly of Kentucky.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

On motion of Mr. Bruce, the Senate took up for consideration the motion heretofore entered by Mr. George, to reconsider the vote by which the Senate had rejected a bill, entitled

A bill for the benefit of the Institution for the Tuition of the Deaf and Dumb

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright moved to reconsider the vote by which the Senate had ordered said bill to its third reading.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright then moved the following amendment as a substitute for said bill, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of $40,000, or so much thereof as may be necessary, is hereby appropriated to the Institution for the Tuition of the Deaf and Dumb, to be used by, and under the direction of, the board of commissioners of said Institution in erecting buildings and furnishing suitable additional accommodations for the care and tuition of the inmates of said Institution. The said $40,000, or so much thereof as may be necessary for the purposes hereby appropriated, shall be expended in the manner herein provided, and any surplus shall remain in the Treasury, and shall not be subject to the draft or control of the commissioners of said Institution: fifteen thousand dollars, or so much thereof as may be necessary, shall be used in the erection of an engine with heating attachments for all the buildings, and with adequate laundry attachments, and for making additions and improvements on the dining-room and laundry, or in building a new laundry in connection with the engine-house, and the remaining twenty-five thousand dollars, or so much as may be necessary thereof, for the construction of a suitable building for the accommodation of the boys, to contain a chapel, room for male teachers, &c., the same to be substantial and durable in its character rather than ornamental.

§ 2. The said commissioners shall advertise for bids, and let out upon contract the buildings erected by them under this act, and shall take good and sufficient bond or bonds from the party or parties to whom the contracts are awarded for the faithful performance of the same; but said commissioners may, in their discretion, contract for the repairs, and such other improvements, other than buildings to be erected, as they may make without advertising for bids for the same. They may make partial payments on the work as the same progresses: *Provided*, The payments so made shall not exceed eighty per cent. of the amount due on the work performed. Said commissioners may also, in their discretion, employ an architect to furnish plans and specifications for any of the buildings and work to be done under the provisions of this act, and to superintend, under their direction, the execution of the same.

§ 3. It shall be the duty of the Keeper of the Penitentiary to furnish to the commissioners who may be appointed to make the improvements required by this act twenty-five able-bodied male convicts to do said work, and their board, cost of guards, and such other necessary expenses as may be by them incurred, shall be paid out of this appropriation; and it shall be the duty of said commissioners to use said convicts to do said work, as far as practicable, in the judgment of said commissioners; and it shall be the duty of said commissioners, in advertising for bids, to state the fact that the State will furnish, free of expense to the contractor, the convict labor herein provided for.

§ 4. When children attend this Institution whose parents are able to pay for their maintenance at said Institution, or any part thereof, they shall not be paid for out of the State Treasury, only to the extent that said parents are unable to pay for the same; and it shall be the duty of the commissioners of the Institution to enforce this rule in the management thereof.

§ 5. This act shall take effect from its passage.

Mr. George moved to amend said proposed substitute by striking out "$40,000," where it occurs therein, and inserting in lieu thereof "$20,000."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. George and Cox, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clifton J. Pratt,	A. H. Willingham—5.
Henry George,	J. H. Wilkinson,	

Those who voted in the negative, were—

Albert S. Berry,	W. H. Frederick,	C. N Lewis,
James Blackburn,	John T. Gathright,	Thos. J. Megibben,
J. H. Bruce,	Clint. Griffith,	D. G. Mitchell,
M. T. Carpenter,	Geo. T. Halbert,	A. B. Montgomery,
A. R. Clarke,	R. G. Hays,	G. W. Reeves,
Attila Cox,	Samuel E. Hill,	James Shackleford,
Geo. T. Edwards,	Thomas Johnson,	H. H Skiles,
Charles D. Foote,	P. P. Johnston,	Richard J. White—24.

The question was then taken on the adoption of the substitute proposed by Mr. Gathright, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	W. H. Frederick,	C. N. Lewis,
James Blackburn,	John T. Gathright,	R. I. McQuiddy,
J. H. Bruce,	Clinton Griffith,	Thos. J. Megibben,
M. T. Carpenter,	Geo. T. Halbert,	D. G. Mitchell,
A. R. Clarke,	R. G. Hays,	Alex. B. Montgomery,
Attila Cox,	Sam. E. Hill,	Jas Shackleford,
Geo. T. Edwards,	Thomas Johnson,	Richard J. White—23.
Chas. D. Foote,	P. P. Johnston,	

Those who voted in the negative, were—

Cromwell Adair,	Clifton J. Pratt,	J. H. Wilkinson,
Alex. E. Adams,	G. W. Reeves,	A. H. Willingham—7.
Henry George,		

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to empower the court of claims of Shelby county to levy an ad valorem tax;

An act for the benefit of the sureties of J. P. Grinstead, late sheriff of Monroe county;

An act for the benefit of R. M. Kenney, late sheriff of Bourbon county;

An act for the benefit of F. A. Goodpaster, of Bath county;

An act to amend an act to establish the American Printing House for the Blind, and the amendments thereto;

An act providing for the re-funding of a bonded debt of Lincoln county, and to provide for the payment of the principal and interest of the same;

An act for the benefit of Polk Dittoe, late sheriff of Henry county;

An act releasing sureties of M. C. Rowland, late sheriff of Marshall county, from further liability on a judgment in the Franklin circuit court;

An act to incorporate Calvert City Lodge, No. 265, Independent Order of Odd Fellows, of Calvert City, Kentucky;

An act for the benefit of the Kelly and Eminence Turnpike Road Company, in Henry county;

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11th, 1867, and the several acts amendatory thereto;

An act to amend the charter of the Poplar Mountain Coal Company, and acts amendatory thereto;

An act to repeal certain acts and parts of acts concerning the sealer of weights and measures, and fixing the fees and duties of said officer, for Jefferson county;

An act to provide a law library for the clerks' offices in Ballard county;

An act to authorize the county court to supply certain records of the county court of Ballard county destroyed by fire, and for other purposes;

An act to allow the heirs of J. B. Dupriest to redeem their lands sold for taxes to the State;

An act for the benefit of Thomas Jones, ex-sheriff of Campbell county;

An act to prohibit the sale or giving away of intoxicating liquors at, or within two miles of, Auburn High School, at Auburn, Logan county;

Resolution of thanks to Prof. Shaler;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act to incorporate the town of Chester;

An act to charter Carter Lodge, No. 264, Independent Order of Odd Fellows, of Grayson, Kentucky;

An act to incorporate the United Baptist Church of Freedom, in Barren county;

An act for the benefit of the Kelly and Eminence Turnpike Road Company, in Henry county;

An act to amend the act of incorporation of the town of Greenup, in Greenup county, and the acts amendatory thereof;

An act to amend an act incorporating the town of Greensburg;

An act to incorporate the Trinity Episcopal Church, in the city of Owensboro;

An act to incorporate the Dixon Lodge, No. 467, of Free and Accepted Masons, in Webster county;

An act to incorporate the Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county;

An act for the benefit of Union county, re-enacting and amending an act approved February 20th, 1878, entitled "An act for the benefit of Union county, authorizing the county court of said county to refund the court-house and jail debts of Union county;"

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Madisonville," approved February 13th, 1873;

An act to amend the charter of the town of Adairville, in Logan county;

An act to amend an act to incorporate the Masonic Temple Company of Owensboro, approved March 22d, 1873;

An act to amend the charter of the city of Covington;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. P. P. Johnston—

1. A bill to amend chapter 56 of the General Statutes, entitled "Incorporated Companies."

On motion of Mr. Cox—

2. A bill to authorize the Governor to borrow money from the Sinking Fund.

On motion of same—

3. A bill to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees and judgments, delinquent lists, and the compensation therefor.

On motion of Mr. Berry—

4. A bill, entitled "An act to incorporate the bank of James Taylor & Sons, of Newport."

On motion of Mr. Thos. Johnson—

5. A bill to incorporate a turnpike road from Camargo to Stanton, in Powell county.

On motion of Mr. Hays—

6. A bill giving a lien to persons furnishing material or labor or supplies in repairing or building boats owned in whole or in part by citizens of Kentucky.

On motion of Mr. White—

7. A bill regulating the compensation of the members of the General Assembly.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st; the Committee on Sinking Fund the 2d; the Com-

mittee on Printing the 3d; the Committee on Banks and Insurance the 4th; the Committee on Internal Improvement the 5th; the Committee on Finance the 6th, and the Committee on Retrenchment and Reform the 7th.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Kentucky Central Railroad Company.

On motion of Mr. Foote,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Tuesday next, the 2d day of March, at 12½ o'clock, P. M., and from day to day until disposed of.

And then the Senate adjourned.

SATURDAY, FEBRUARY 28, 1880.

In the absence of the regular Speaker, and at his request, the Hon. A. B. Montgomery took the Chair and presided.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act to organize and establish a system of public schools in the city of Henderson, approved March 15th, 1869.

An act for the benefit of J. D. Shearer, common school commissioner of Wayne county.

An act for the benefit of E. Fisher, police judge of Cloverport, Kentucky.

An act for the benefit of school district No. 36, Pulaski county.

An act to aid school district No. 7, Fayette county.

An act to amend an act, entitled "An act to charter the Grand Consistory of Kentucky and subordinates," approved March 8th, 1867.

An act for the benefit of school district No. 33, Garrard county.

An act to amend the charter of the Louisville and Nashville Railroad Company.

An act to amend an act, entitled "An act to incorporate the Kentucky Normal School at Carlisle," approved February 16, 1874.

An act for the benefit of common school district No. 11, Jefferson county.

An act to incorporate the Henderson Female Seminary, in Henderson county.

An act for the benefit of common school district No. 28, Hart county.

An act for the benefit of common school district No. 29, in Hart county.

An act to authorize the board of education of the town of Hawesville, and school district No. 1, Hancock county, to fund its debt for school purposes.

An act to establish free schools for the education of colored children of the city of Owensboro.

An act to amend the charter of Curdsville, Daviess county.

An act for the benefit of the public school for the colored people of the town of Winchester, &c.

An act to amend an act, entitled "An act to amend and reduce into one all acts incorporating the Masonic Savings Institution."

An act appropriating $40, or so much thereof as may be necessary, for the purpose of printing the proceedings of the Colored Teachers' State Educational Association held at Louisville, Kentucky, August 27th and 28th, 1879.

An act to repeal a portion of section 11, article 3, of an act to amend and reduce into one the several acts concerning the city of Henderson, approved February 11th, 1867.

An act to repeal section three of an act, entitled "An act for the benefit of Estill Seminary."

That they had passed a bill, which originated in the Senate, of the following title, viz:

An act to re-enact and amend the town charter of the town of Dixon, in Webster county,

With an amendment thereto.

That they had passed bills of the following titles, viz:

1. An act to amend the charter of the Paris Cemetery Company.

2. An act for the benefit of the administrator of H. B. Dobyns, deceased.

3. An act to incorporate the Citizens' Bank of Midway.

4. An act authorizing the Edmonson county court to levy an ad valorem tax to build a bridge across Bear Creek.

5. An act for the benefit of Eliza Moore.

6. An act to authorize the county court of Ballard county to levy an ad valorem tax for county purposes.

7. An act for the benefit of B. F. Nolen, late sheriff of Harlan county.

8. An act to authorize the county court of Edmonson county to levy an ad valorem tax to pay off the present indebtedness of said county.

9. An act to incorporate Cox Lodge, No. 464, Free and Accepted Masons, at Compton, Wolfe county.

10. An act to authorize the Fulton county court to sell the delinquent tax-lists of county levy belonging to Fulton county, and to authorize the person or persons buying the same to collect the taxes due thereon.

11. An act to legalize certain orders and acts of the board of trustees, and certain licenses granted by the clerk of the board of trustees of the town of Frenchburg, Menifee county.

12. An act for the benefit of F. R. Neal, jr., late sheriff of Washington county.

13. An act for the benefit of the collector of railroad taxes in Marion county.

14. An act to authorize the Cumberland county court to levy an ad valorem tax for county purposes.

15. An act for the benefit of Isham Cottingham, of Henderson county.

16. An act appointing commissioners to re-district Carter county into magisterial districts.

17. An act to prohibit stock from running at large in Hancock county.

18. An act to repeal an act prohibiting the sale of spirits or malt liquors in districts Nos. 3 and 6, in Hancock county.

19. An act to repeal an act, entitled "An act for the protection and propagation of food fishes in the waters of the State of Kentucky," so far as it applies to Tennessee river, in Calloway county.

20. An act for the benefit of R. F. Wells, of Elliott county.

21. An act to provide for the collection of the revenue of Taylor county, and fixing the time to pay the same into the Treasury.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 9th to the Committee on Religion and Morals; the 2d, 16th, 17th, 18th, 19th, 20th, and 21st to the Committee on Propositions and Grievances; the 4th, 5th, 6th, 8th, 10th, 11th, 12th, 13th, 14th, and 15th to the Committee on General Statutes; the 7th to the Committee on Finance, and the 3d was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to amend the charter of the Farmers and Drovers' Bank.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Skiles moved to amend said bill by adding to the second section thereof the following, viz:

That nothing in this act shall work prejudice to the creditors of said bank.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. Blackburn moved to amend said bill by adding the following proviso, viz:

Provided, That all stock retired under this act shall be canceled.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be lawful for the directors of the Farmers and Drovers' Bank of Louisville, a majority of the stockholders agreeing thereto, to reduce the capital stock of said bank to a sum not less than $300,000.

§ 2. That the reduction of said capital stock heretofore made is validated, legalized, and regarded as authorized by the General Assembly of the Commonwealth of Kentucky, and approved by the Governor thereof.

§ 3. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Geo. T. Halbert,	A. B. Montgomery,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Samuel E. Hill,	G. W. Reeves,
Geo. T. Edwards,	Thomas Johnson,	John W. Rowlett,
W. H. Frederick,	P. P. Johnston,	James Shackleford,
John T. Gathright,	C. N. Lewis,	J. H. Wilkinson,
C. W. Gilmore,	T. J. McElrath,	A. H. Willingham—23.
Clint. Griffith,	W. O. Mize,	

Those who voted in the negative, were—

James Blackburn, H. H. Skiles—2.

Resolved, That the title of said bill be as aforesaid

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act incorporating the town of Greensburg.

An act to amend an act to incorporate the Masonic Temple Company of Owensboro, approved March 22d, 1873.

An act to amend the charter of the city of Covington.

An act for the benefit of Union county, re-enacting and amending an act approved February 20th, 1878, entitled "An act for the benefit of Union county, authorizing the county court of said county to re-fund the court-house and jail debts of Union county."

An act for the benefit of the Kelly and Eminence Turnpike Road Company, in Henry county.

An act to incorporate the Central Kentucky Fair Association.

An act to incorporate the United Baptist Church of Freedom, in Barren county.

An act to charter Carter Lodge, No. 264, Independent Order of Odd Fellows, of Grayson, Kentucky.

An act to incorporate the Trinity Episcopal Church, in the city of Owensboro.

An act to amend an act to incorporate the town of Chester.

An act to amend the act of incorporation of the town of Greenup, in Greenup county, and the acts amendatory thereof.

An act to amend the charter of the town of Adairville, in Logan county.

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Madisonville," approved February 13th, 1873.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 28, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

N. T. Crutchfield, Jefferson county.
Frank. W. Woolley, Fayette county.
B. F. Roberts, Fayette county.
J. A. Donaldson, Carroll county.
D. G. Bly, Jefferson county
J. A. Ferriell, Marion county.
Gustav Fernitz, Jefferson county.
H. J. Goetze, Campbell county.
Will. T. Peyton, Jessamine county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

On motion of Mr. Griffith, leave of absence, indefinitely, was granted Mr. Megibben.

Mr. P. P. Johnston moved the following resolution, viz:

Resolved, That members of this body shall each have the privilege of calling up two bills, beginning this morning; and after having enjoyed this privilege once, the member shall not be permitted to call up another bill out of its order until every other member has had a like opportunity. That each member hereby requests every other to oppose every departure from this rule; that all business coming up to-day in conflict with this resolution is hereby postponed until Monday.

Which was read and adopted.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to amend chapter 95, General Statutes, title "Salaries,"

Reported the same with an amendment as a substitute therefor.

Mr. Hill moved that said proposed substitute be printed, and that the further consideration of said bill and proposed amendment be postponed and made the special order of the day, at 12½ o'clock, P. M., on Wednesday, the 3d day of March, and from day to day thereafter until disposed of.

Which motion was adopted.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the future management thereof.

By Mr. Skiles, from the Committee on Banks and Insurance—

A bill incorporating the bank of James Taylor & Sons, Newport.

By Mr. Reeves, from the Committee on the Judiciary—

A bill to amend an act, entitled "An act to repeal an act creating a common pleas court in the counties of Boyle, Garrard, &c."

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to incorporate the Carpenter and Hustonville Station Turnpike Road Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill for the benefit of Logan county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same.

By same—

A bill to amend an act to incorporate the Presbyterian Orphans' Home Society of Louisville.

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to authorize the city of Hickman to control its cemetery, and to construct a gravel road thereto.

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill to regulate civil proceedings in actions in the Daviess circuit court.

By Mr. Skiles, from the Committee on the Judiciary—

A bill for the benefit of the sureties of L. F. Marshall, late sheriff of Ballard county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to charter the Maysville Water Company, and to ratify and validate the water-works ordinance of the city of Maysville, and its contract thereunder with the Maysville Water Company.

By same—

An act to amend the charter of the city of Maysville.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend the charter of Bardstown.

By same—

An act to authorize the Grant county court to issue bonds to pay off outstanding indebtedness.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Bradford and Lenoxburg Turnpike Company, Bracken county.

By Mr. Skiles, from the Committee on the Judiciary—

An act to amend and to reduce into one the several acts concerning the town of Georgetown.

By Mr. Carpenter, from the Committee on General Statutes—

An act declaring and fixing penalties against surveyors of roads in Boone county.

By Mr. Reeves, from the Committee on the Judiciary—

An act to amend the charter of the town of Lewisburg, in Logan county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act in relation to the purchase of ground in the city of Maysville, Kentucky, for the erection thereon and use of public buildings by the Government of the United States.

By Mr. Reeves, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to incorporate the Church of the Messiah of Louisville."

By Mr. Carpenter, from the Committee on Railroads—

An act to amend an act, entitled "An act to incorporate the Memphis, Paducah, and Northern Railroad Company," approved March 25th, 1878.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to authorize the county court of Pulaski county to agree upon a compensation to the sheriff or tax-collector of said county for collecting the county levy for the years 1880 and 1881.

By Mr. Skiles, from the Committee on Banks and Insurance—

An act to incorporate the Deposit Bank of Smith's Grove.

By Mr. Bruce, from the Committee on Railroads—

An act to amend an act, entitled, "An act to amend an act, entitled 'An act to incorporate the Chattaroi Railway Company,'" approved March 23d, 1868.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to prevent the deadening of timber near any of the public highways in Henderson county.

By Mr. Reeves, from the Committee on the Judiciary—

An act conferring special jurisdiction on the judge of the Boone county court in road cases.

With amendments to the last four named bills.

Which were adopted.

Ordered, That said bills, the last four as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Adair, from the Committee on Appropriations, to whom was referred a bill from the House of Representatives, entitled

An act authorizing the Governor to appoint a commissioner to procure the site and inclose the graves of certain persons,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Governor be, and he is hereby, authorized to appoint a commissioner to procure the site and inclose the graves of the persons who were killed at Floyd's defeat, in Jefferson county; and the sum of $300, or so much thereof as may be necessary, to be paid out of any money in the Treasury not otherwise appropriated, is hereby appropriated for that purpose.

§ 2. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Alex. E. Adams,	John T. Gathright,	R. I. McQuiddy,
Albert S. Berry,	C. W. Gilmore,	W. O. Mize,
James Blackburn,	Geo. T. Halbert,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Sam. E. Hill,	Jas Shackleford,
A. R. Clarke,	Thomas Johnson,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	A. H. Willingham—25.
Geo. T. Edwards,		

Those who voted in the negative, were—

Henry George,	Clifton J. Pratt,	J. H. Wilkinson—4.
Alex. B. Montgomery,		

Resolved, That the title of said bill be as aforesaid.

Mr. Bruce, from the Committee on Railroads, to whom was referred a bill from the House of Representatives, entitled

An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company,

Reported the same without amendment.

On motion of Mr. McElrath,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Tuesday next, March 2d, at 12 o'clock, M.

Mr. Bruce, from the Committee on Railroads, to whom was referred a bill from the House of Representatives, entitled

An act to authorize the Richmond and Southwestern Railway Company to build, maintain, and operate a railroad in the State of Kentucky,

Reported the same with amendments.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Richmond and Southwestern Railway Company, a corporation existing under the laws of the State of Virginia, by said corporate name may contract and be contracted with; and by that name shall be, and is hereby, invested with all the powers, privileges, immunities, and franchises of natural persons in acquiring and disposing of all real and personal estate which it may be needful to acquire or dispose of in order to facilitate the objects and purposes of this act and of the corporation.

§ 2. The said Richmond and Southwestern Railway Company shall be, and is hereby, authorized and empowered to locate, construct, build, and

complete a railroad, with such number of tracks as said corporation may desire; and for that purpose shall be entitled to acquire title to a continuous line of one hundred feet in width of land, with such additional ground as may be necessary for the use of said road, from any point they may select on the southeastern boundary line of the State of Kentucky to the city of Louisville, and through said city of Louisville, on such line as may be agreed on between said company and the mayor and council of said city: *Provided*, Said location shall not interfere with the rights and franchises of any other road or roads. And nothing in this grant shall be construed to interfere with the rights of property-holders along said location for damages for same, and from said city of Louisville to such point as may be selected by said company on the southern boundary line of Fulton county, or on the Mississippi river in the said county of Fulton, in the State of Kentucky; and to construct, build, and furnish said railroad with all necessary side-tracks, turn-outs, switches, depots, stations, and all necessary buildings, erections, and structures for the convenient working of said railroad and carrying on its business, and with all the rolling stock of every sort and kind, and all other machinery, implements, and property the company deem necessary and proper for the proper prosecution of its business; and said company shall have power to operate and maintain the same; and for said purposes said company, in its corporate capacity, is hereby vested with all the powers necessary for purchasing, acquiring title to, holding, selling, mortgaging, conveying, and transferring all real, personal, and mixed property which said company may deem necessary to the carrying out of the objects of this act, to the same extent as any natural person or persons, or any other corporation, may exercise such right of acquisition, holding, and disposing of his, their, or its property.

§ 3. Said corporation is hereby authorized by its agents, surveyors, and engineers, to cause such examinations and surveys of the different routes as are necessary to determine which is most suitable for the construction of said railroad; and it shall be lawful for said company to enter upon, take possession of, and use all such real estate as may be necessary for the construction, operation, and maintenance of said railroad, its depots, side-tracks, water stations, engine-houses, machine-shops, and other buildings and appendages necessary for the use of said railroad; and said corporation may also take and use any earth, timber, gravel, stone, or other materials needed for the construction, maintenance, and repair of said railroad and its appendages and works; and may, by its authorized agents, agree with the owners of the land, earth, timber, gravel, stone, or other materials wanted for the purchase of the whole, or the use and occupation of the real estate, the owners thereof being competent to contract; but if the owners, being competent, refuse to contract, or any of them are *femes covert*, or minors, or *non compos*, or out of the county in which the property wanted is situated, application may be made by the company or its agents to a justice of the peace of such county, who shall issue his warrant, directed to the sheriff of such county, requiring him to summon a jury of twenty inhabitants of said county, not related or in anywise interested, to meet on the land or near the property or materials to be valued on a day named in said warrant, not less than ten nor more than twenty days after issuing same; and if at the time and place any of said jurors fail to attend, said sheriff shall forthwith summon as many jurors as may, with those in attendance, be necessary to make twenty; and from them each party, if present in person or by agent (and if not present, then the sheriff for the absentees), may strike off four jurors, and the remaining

twelve shall act as the jury of inquest of damages; and before they act as such, said sheriff shall administer to each of them an oath or affirmation that he will justly and impartially estimate the value of the property which may be taken or appropriated to the use of the company; and if the owner or owners of the property so taken shall claim consequential damages beyond the value of the property so taken, said jury, in estimating such damages, shall take into consideration the benefits resulting to the owner from the construction of said railroad by, through, or near the property of said owners, but only in extinguishment of said claim for consequential damages shall such benefits be estimated; and said jury shall reduce their said inquisition to writing, and shall sign and seal the same, and it shall then be returned by the sheriff to the clerk of the circuit court of said county, and it shall be by said clerk filed in his office, and shall be confirmed by said court at its next session, if no sufficient cause to the contrary be shown; and when confirmed, shall be recorded by said clerk at the expense of said company; but if set aside, the court may direct another inquisition to be taken in the same manner above prescribed; and such inquisition shall describe the property taken, or the boundary of the lands condemned, and the quantity or duration of interest in the same, valued for the company; and such valuation, when paid or tendered to the owner or owners of said property, or his, her, or their legal representatives, shall entitle said company to the estate and interest in the same thus valued as fully as if it had been conveyed by the owner or owners; and the valuation, if not received when tendered, may at any time thereafter be received from the company, without cost, by the said owner or owners, or his, her, or their legal representatives. Said company shall not be delayed in progressing with its work by the proceedings required in this section, but may enter upon and use the land and real estate needed, and take and use the earth, gravel, stone, sand, timber, and other materials necessary for its use, as well before as after said inquest of damages, first notifying the owner or owners of the same, and causing a correct account to be kept of the materials used to dates of inquests of damages. All real estate and interest therein, and all rights of way acquired by said corporation for the use of said railroad, whether by purchase or gift or by legal proceedings, as hereinbefore provided, shall vest absolutely in said corporation as by fee-simple title.

§ 4. Said company shall have power to unite, consolidate, or connect its railroad with any other line of railroad constructed, or which may be constructed in this State, upon such terms as may be agreed upon between the companies so uniting, connecting, or consolidating and for that purpose full power is hereby given to said company to make and execute such contracts with any other company as will secure the objects of such connections, by lease or otherwise; and said other company is hereby empowered to so contract with the corporation hereby created for the purposes specified.

§ 5. Copies from the minutes of proceedings of the board of directors of said corporation, and of by-laws adopted by them, when certified by the secretary of the corporation, under its common seal, shall be received in all courts and elsewhere as evidence of the organization of said company, and of the appointment of officers and agents of the company, and of the rules and by-laws governing said company, and of any order made or action taken by said board of directors, to the same extent that the original records could be used as evidence, and no further.

§ 6. Said company is hereby authorized, if it deems advisable, to receive in payment of any subscription for stock in said company any property,

personal or real, adapted to the construction or operation or maintenance of said road, or which, by sale or exchange, may be converted to the use of said road, or may receive any part of such subscription in labor or materials; and on receiving full payment of such subscription in any such manner may issue to such subscriber certificates of stock therefor; and said board may contract for labor and supplies, or material for the construction of said road and its appendages, or the maintenance or operating the same, and for property which, or its proceeds, may be beneficial and useful to said company in carrying out the objects of the company, and pay therefor, wholly or partially, in the capital stock of said company; and it may also receive donations and gifts in money, and real or personal estate of any sort or kind, for the use and benefit of said corporation.

§ 7. Whenever it shall be necessary for the construction of said railroad to intersect or cross the track of any other railroad, or to cross any stream of water or water-course or road or highway lying on the route of said railroad, it shall be lawful for the company to construct their railroad across, upon, or by the side of the same: *Provided*, That the said company shall restore the railroad, stream of water, water-course, road, or highway thus intersected, traversed, or crossed to its former state, or in a sufficient manner not to impair the same in its usefulness.

§ 8. It shall be lawful for the incorporate authorities of any incorporated city or town through which said railroad shall be located to donate or lease to said railroad company as a right of way the right to lay a single or double track through said city or incorporated town, or any portion of the same, on any street or highway that the said railroad company shall select for that purpose, said lease or permit to be unchangeable and perpetual, except at the option of said railroad company.

§ 9. The board of directors of said company shall have power to establish such rates of toll for the conveyance of persons and property on their said railroad and its branches as they may from time to time determine: *Provided*, Said rates shall not exceed those established or to be hereafter established on the Louisville and Nashville Railroad by law.

§ 10. Said company shall be, and is hereby, authorized and empowered to construct, maintain, and operate branch roads, not exceeding sixty miles in length from the main line of their aforesaid railroad, or from any point or points thereon; and in the construction, maintaining, and operating the said branch roads in this section authorized, the said company are hereby vested with all the powers, rights, immunities, and privileges as are in this act given and conferred upon them for building and operating the said railroad herein authorized to be built and operated.

§ 11. This act is hereby declared to be a public act, and shall be so taken notice of in all courts and elsewhere, and shall take effect and be in force from and after its passage.

The first amendment reported by the committee reads as follows, viz:

Add as section 12: That this act shall be null and void unless said company shall commence, in good faith, the construction of said road within five years from the passage of this act.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The second amendment reported by the committee reads as follows, viz:

Amend the 9th section by striking out the words "Louisville and Nashville Railroad by law," and insert in lieu thereof the following words, to-wit: "Cincinnati Southern Railroad, or that may be established by a general law regulating charges for freight on railroads in this Commonwealth."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carpenter and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	George T. Halbert,	Clifton J. Pratt,
J. H. Bruce,	Samuel E. Hill,	G. W. Reeves,
M. T. Carpenter,	P. P. Johnston,	John Walter Rowlett,
Attila Cox,	R. I. McQuiddy,	A. H. Willingham—14.
Henry George,	A. B. Montgomery,	

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	W. O. Mize,
Alex. E. Adams,	Clinton Griffith,	James Shackleford,
Albert S. Berry,	R. G. Hays,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson—13.
John T. Gathright,		

The third amendment reported by the committee reads as follows, viz:

Amend the third section by striking out, in the 84th line thereof, the words "all rights of way," and insert after the word "title," in the 88th line of said section, the words "except the right of way."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Blackburn—

1. A bill to regulate tolls on turnpike roads in this Commonwealth.

On motion of Mr. Edwards—

2. A bill prescribing qualifications of common school commissioners, and regulating the course of study in the common schools of Taylor, Simpson, and Todd counties.

On motion of Mr. Adams—

3. A bill to amend the charter of the town of Piketon.

On motion of Mr. Rowlett—

4. A bill to impose a tax on pistols and bowie-knives in this Commonwealth.

On motion of same—

5. A bill to prevent the selling, loaning, or giving any pistol or bowie-knife to a minor in this Commonwealth.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st; the Committee on Education the 2d; the Committee on General Statutes the 3d, and the Committee on Religion and Morals the 4th and 5th.

Mr. Montgomery, from the Committee on the Judiciary, to whom was recommitted a bill, entitled

An act to amend chapter 95, General Statutes, title "Salaries,"

Reported the same with an amendment.

On motion of Mr. Hill,

Ordered, That the further consideration of said bill and proposed amendment be postponed until Wednesday next, March 3d, and from day to day thereafter until disposed of.

And then the Senate adjourned.

MONDAY, MARCH 1, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act providing for the re-funding of a bonded debt of Lincoln county, and to provide for the payment of the principal and interest of the same.

An act to prohibit the sale or giving away of intoxicating liquors at, or within two miles of, Auburn High School, at Auburn, Logan county.

An act to incorporate Calvert City Lodge, No. 265, Independent Order of Odd Fellows, of Calvert City, Kentucky.

An act for the benefit of R. M. Kenney, late sheriff of Bourbon county.

An act releasing sureties of M. C. Rowland, late sheriff of Marshall county, from further liability on a judgment in the Franklin circuit court.

An act for the benefit of Thomas Jones, ex-sheriff of Campbell county.

An act to allow the heirs of J. B. Dupriest to redeem their lands sold for taxes to the State.

An act to provide a law library for the clerks' offices in Ballard county.

An act to authorize the county court to supply certain records of the county court of Ballard county destroyed by fire, and for other purposes.

An act to empower the court of claims of Shelby county to levy an ad valorem tax.

An act for the benefit of the Kelly and Eminence Turnpike Road Company, in Henry county.

An act to amend an act to establish the American Printing House for the Blind, and the amendments thereto.

An act for the benefit of the sureties of J. P. Grinstead, late sheriff of Monroe county.

An act for the benefit of Polk Dittoe, late sheriff of Henry county.

An act for the benefit of F. A. Goodpaster, of Bath county.

Resolution of thanks to Prof. Shaler.

That they had adopted a resolution, entitled

Resolution instructing our Senators and requesting our Representatives in Congress to use their influence to prevent the discrimination of certain foreign powers in regard to leaf tobacco.

Which was referred to the Committee on Federal Relations.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the sheriff of Letcher county.

2. An act to transfer any interest the Commonwealth of Kentucky has in the estate of Joseph Williams to Sarah Boyster, of Pulaski county.

3. An act to amend an act, entitled "An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott," approved February 6th, 1874

4. An act to repeal an act, entitled "An act to prevent the sale of spirituous, vinous, or malt liquors in the first magisterial district of Todd county," approved April 24th, 1873.

5 An act to repeal an act, entitled "An act to amend the charter of the town of Allensville, in Todd county," approved January 30th, 1871.

6. An act to empower the Gallatin county court to take stock in turnpike roads in said county.

7. An act for the benefit of Wm. M. Campbell, late sheriff of Trigg county.

8. An act to amend an act in reference to the inspection, sale, and storage of oils made from coal, petroleum, &c., approved February 21st, 1874

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, and 6th to the Committee on General Statutes; the 4th and 5th to the Committee on Propositions and Grievances; the 7th to the Committee on Finance, and the 8th to the Committee on the Judiciary.

The following petition was presented, viz:

By Mr. Shackleford—

The petition of sundry citizens of the Lewisburg precinct, in the county of Mason, objecting to the passage of an act proposing to

prohibit the sale of vinous, spirituous, and malt liquors in quantities of less than ten gallons within one mile of the Lewisburg Institute.

Which was received, the reading dispensed with, and referred to the Committee on Religion and Morals.

A message was received from the House of Representatives, asking leave to withdraw the announcement of the passage of a bill, which originated in the House of Representatives, entitled

An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company.

Which was granted, and the bill delivered to the messenger.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend the charter of the German Security Bank.

By Mr. Wilkinson, from the Committee on Codes of Practice—

An act to amend the charter of the town of Kuttawa, in Lyon county.

By Mr. Halbert, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to incorporate the Mutual Benefit Association of the Western Virginia Conference of the Methodist Episcopal Church, South," approved February 14th, 1876.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act appointing commissioners to re-district Carter county into magisterial districts.

By Mr. Hill, from the Committee on Education—

An act for the benefit of common school district No. 14, Oldham county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Griffith, from the Committee on Banks and Insurance—

A bill to incorporate the Southern Bank of Kentucky.

By Mr. McQuiddy, from the Committee on Charitable Institutions—

A bill to amend sections 22 and 27 of an act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was recommitted to the Committee on Charitable Institutions, and the first was ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill for the benefit of owners of hacks in this Commonwealth.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter there shall be exempt, to every bona fide housekeeper with a family in this Commonwealth, from levy, execution, attachment, or distress for rent, one hack, two horses or mules, harness for same, the whole not to exceed in value four hundred dollars: *Provided*, The same is used by the owner, or another for his benefit, in the transportation of passengers and baggage for compensation. That the property herein exempted shall be in lieu of the horses, oxen, wagon, cart, or dray now exempt from execution, levy, attachment, or distress for rent by law.

§ 2. This act to be in force from and after its passage.

Mr. Hill moved the following amendment to said bill, viz:

Provided, This act shall apply only to hackmen and proprietors of express wagons, and shall not be held to repeal the exemption now allowed other bona fide housekeepers with families.

Pending the consideration of said bill, Mr. Carpenter moved the following amendment as a substitute for said bill and proposed amendment, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 6, article 13, chapter 38, General Statutes, be amended by adding thereto the following: one hack and set of harness, not exceeding $300 in value, where the same is used for the purpose of carrying passengers for hire.

§ 2. This act shall take effect from and after its passage.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	T. J. McElrath,
Alex. E. Adams,	C. W. Gilmore,	W. O. Mize,
Albert S. Berry,	Clinton Griffith,	John Walter Rowlett,
J. H. Bruce,	R. G. Hays,	James Shackleford,
M. T. Carpenter,	Samuel E. Hill,	J. H. Wilkinson,
Geo. T. Edwards,	C. N. Lewis,	A. H. Willingham—18.

Those who voted in the negative, were—

George T. Halbert,	Clifton J. Pratt,	H. H. Skiles—5.
A. B. Montgomery,	G. W. Reeves,	

Resolved, That the title of said bill be amended so as to read,

An act to amend section 6, article 13, chapter 38, General Statutes.

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Carpenter moved an amendment to said bill.

Pending the consideration of which, Mr. Skiles moved that the further consideration of said bill and proposed amendment be postponed and made the special order of the day for Friday next, the 5th inst., at 12 o'clock, M.

Which motion was adopted.

Mr. Adair moved that said bill be printed, and made the special order of the day for the time above named, and from day to day thereafter until disposed of.

Which motion was adopted.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

State of Kentucky, Executive Department,
Frankfort, March 1, 1880.

Hon. Jas. E. Cantrill, *Speaker of the Senate:*

I return you a bill without my signature, entitled "An act to incorporate Dixon Chapter, 124, of the Royal Arch Masons, in Webster county."

My objection to this bill is to section 2d, wherein it is stated: "The said corporation shall have the right to take and hold, by purchase, gift, or devise, real or personal estate, to any amount whatever, and to dispose of and deed away the same at will." Under this provision of the bill the power of the proposed company to purchase or sell real or personal property is unlimited, and I cannot give my consent to any acts of this character. I therefore return you the bill with my objections to its passage.

Respectfully.

LUKE P. BLACKBURN.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky.* That D. C. Yarborough, High Priest; P. D Clayton, King, and H. P. Shelton, Scribe, and their successors in office as trustees, be, and they are hereby, constituted a body-corporate and politic, under the name and style of Dixon Chapter, No 124, Royal Arch Masons, and that the officers and members of said chapter, and their successors, shall so continue and have perpetual succession; and by the name and style aforesaid they are hereby made capable in law to sue and be sued, plead and be impleaded, to contract and be contracted with, and to answer and be answered in all the courts of law and equity of this State or elsewhere; to make, have, and use a common seal, and break, alter, or amend the same at pleasure.

§ 2. The said corporation shall have the right to take and hold, by purchase, gift, or devise, real or personal estate to any amount whatever, and to dispose of and convey the same at will.

§ 3. The business affairs of said corporation shall be under the management and control of the three first named officers of the chapter, and their successors in office, whose duties as such shall be prescribed by a majority of the members of said chapter.

§ 4. The members of said corporation shall have power to pass such by-laws, rules and regulations, not inconsistent with the Constitution of the United States or of the State of Kentucky, as the safe-keeping of the property or the interests of the chapter may require.

§ 5. This act to take effect from its passage.

The question was then taken, "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

In the affirmative—none.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	Alex. B. Montgomery,
Alex. E. Adams,	Clinton Griffith,	Clifton J. Pratt,
Albert S. Berry,	Geo. T. Halbert,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Sam. E. Hill,	Jas Shackleford,
Geo. T. Edwards,	C. N Lewis,	H. H. Skiles,
W. H. Frederick,	T. J. McElrath,	J. H. Wilkinson,
John T. Gathright,	R. I. McQuiddy,	A. H. Willingham—26.
Henry George,	W. O. Mize,	

So the objections of the Governor were sustained, and the bill rejected.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 1, 1880.

To the HON. JAMES E. CANTRILL, *Speaker of the Senate:*

I return you a bill without my signature, entitled "An act to incorporate the Dixon Lodge, No. 467, of Free and Accepted Masons."

Section 2 in this bill is as follows:

"The said corporation shall have the right to take and hold, by purchase, gift, or devise, real or personal estate, to any amount whatever, and to dispose of and convey the same at will."

The proposed act would enable the proposed company to hold property of every kind to an unlimited extent, and I am unwilling to sanction any bill of this character.

I therefore return you the bill with my objections to its passage.

Respectfully,

LUKE P. BLACKBURN,

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That C. C. Hardwick, Master; J. M. Dixon, S. W., and J. R. Cargile, J. W., and their successors in office as trustees, be, and they are hereby, constituted a body corporate and politic, under the name and style of Dixon Lodge, No. 467, Ancient York Masons, and that the officers and members of said lodge, and their successors, shall so continue and have perpetual succession; and by the name and style aforesaid they are hereby made capable in law to sue and be sued, plead and be impleaded, to contract and be contracted with, and to answer and be answered in all the courts of law or equity of this State or elsewhere; to make, have, and use a common seal, and break, alter, or amend the same at pleasure.

§ 2. The said corporation shall have the right to take and hold, by purchase, gift, or devise, real or personal estate, to any amount whatever, and to dispose of and convey the same at will.

§ 3. The business affairs of said corporation shall be under the management and control of the three first named officers of the lodge, and their successors in office, whose duties as such shall be prescribed by a majority of the members of said lodge.

§ 4. The members of said corporation shall have power to pass such by-laws, rules and regulations, not inconsistent with the Constitution of the United States or of the State of Kentucky, as the safe-keeping of the property or the interests of the lodge may require.

§ 5. This act to take effect from its passage.

The question was then taken, "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

In the affirmative—none.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	A. B. Montgomery,
Alex. E. Adams,	Clint. Griffith,	Clifton J. Pratt,
Albert S. Berry,	Geo. T. Halbert,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Samuel E. Hill,	James Shackleford,
W. H. Frederick,	C. N Lewis,	H. H. Skiles,
John T. Gathright,	T. J. McElrath,	J. H. Wilkinson,
Henry George,	W. O. Mize,	A. H. Willingham—24.

So the objections of the Governor were sustained, and the bill rejected.

Mr. Gathright moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts be, and is hereby, directed to furnish this body with the number of counties in this Commonwealth without sheriffs; the amount now due the Commonwealth from sheriffs for revenue; the number of suits now pending against sheriffs or their sureties, and any other information he may have upon or relating to the deficiency in the revenue.

Which was twice read and adopted.

Mr. Skiles moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts be requested to report to this body, at his earliest convenience, the amount paid for clerical services of all kinds for the last General Assembly, and give a detailed statement of same, and to whom paid, and the character of the services rendered.

Which was twice read and adopted.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill for the benefit of the city of Frankfort.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentukky*, Whereas, the board of councilmen of the city of Frankfort have recently incurred a considerable debt in the improvement of the water-works of the city; and whereas, said works are yet unfinished; and

whereas, the said city has some bonds now due and outstanding for other purposes; therefore, the said board of councilmen are hereby empowered to fund the existing debt due from the city, and are hereby authorized to issue the bonds of the city in any sums not exceeding $50,000 in the aggregate, for any periods not exceeding twenty years, payable, bonds and interest, at such place as may be fixed by ordinance, bearing any rate of interest not exceeding six per centum per annum, payable semi-annually, said bonds to be of not less denomination than five hundred dollars.

§ 2. Said bonds shall be issued in open council, and shall be signed by the mayor and countersigned by the clerk, and shall bear the seal of the corporation; and said bonds may be sold and disposed of by the board of councilmen, upon such terms and in such manner as may be deemed best for the interest of the city: *Provided*, That at the time of the issual of such bonds a sufficient tax shall be levied on the taxable property of the city to meet the payments stipulated therein, whether of principal or interest, and shall be so levied and collected annually till the said debt shall be fully paid.

§ 3. This act shall take effect and be in force from and after its passage.

Mr. Adair moved to amend said bill by striking out the words "fifty thousand dollars," where they occur therein, and inserting in lieu thereof the words "twenty-five thousand dollars."

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. Adair also moved to amend said bill by adding after the word "city," and before the word "provided," in the 2d section thereof, the words "but not below the par value thereof."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Berry moved to amend said bill by adding thereto the following proviso, viz:

Provided, That no additional bonds shall be issued by said city until the question shall have been submitted to the qualified voters of said city at some general election, State, county, or city, and a majority of said voters shall vote therefor.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and McQuiddy, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	Clifton J. Pratt,
Albert S. Berry,	C. W. Gilmore,	G. W. Reeves,
J. H. Bruce,	George T. Halbert,	H. H. Skiles,
M. T. Carpenter,	R. G. Hays,	J. H. Wilkinson,
W. H. Frederick,	Alex. B. Montgomery,	A. H Willingham—16.
John T. Gathright,		

Those who voted in the negative, were—

Cromwell Adair,	Samuel E. Hill,	W. O. Mize,
James Blackburn,	C. N. Lewis,	John Walter Rowlett,
Geo. T. Edwards,	R. I. McQuiddy.	Jas. Shackleford—11.
Clinton Griffith,	D. G. Mitchell,	

Mr. Hays then moved to reconsider the vote by which the Senate had adopted the amendment proposed by Mr. Berry to said bill.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and McQuiddy, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	D. G. Mitchell,
Alex. E. Adams,	Henry George,	W. O Mize,
James Blackburn,	Clint. Griffith,	John W. Rowlett,
J. H. Bruce,	R. G. Hays,	Jas. Shackleford,
M. T. Carpenter,	C. N. Lewis,	J. H. Wilkinson,
Geo. T. Edwards,	R. I McQuiddy,	A. H. Willingham—18.

Those who voted in the negative, were—

Albert S. Berry,	George T. Halbert,	G. W. Reeves,
John T. Gathright,	Sam. E. Hill,	H. H. Skiles—8.
C. W. Gilmore,	A. B. Montgomery,	

Mr. Berry then moved to commit said bill to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz :

Those who voted in the affirmative, were—

Alex. E. Adams,	John T. Gathright,	T. J. McElrath,
Albert S. Berry,	Henry George,	Clifton J. Pratt,
James Blackburn,	C. W. Gilmore,	H. H. Skiles,
Geo. T. Edwards,	George T. Halbert,	A. H. Willingham—13.
W. H. Frederick,		

Those who voted in the negative, were—

Cromwell Adair,	C. N. Lewis,	G. W. Reeves,
J. H. Bruce,	R. I. McQuiddy,	John W. Rowlett,
M. T. Carpenter,	D. G. Mitchell,	James Shackleford,
R. G. Hays,	W. O. Mize,	J. H. Wilkinson—14.
Sam. E. Hill,	A. B. Montgomery,	

Mr. Berry then moved that the further consideration of said bill and pending amendment be postponed and made the special order

of the day for Monday next, the 8th inst., and from day to day thereafter until disposed of.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Samuel E. Hill,
Albert S. Berry,	George T. Halbert,	H. H. Skiles—7.
W. H. Frederick,		

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	A. B. Montgomery,
James Blackburn,	C. N. Lewis,	Clifton J. Pratt,
J. H. Bruce,	T. J. McElrath,	G. W. Reeves,
M. T. Carpenter,	R. I. McQuiddy,	John W. Rowlett,
Geo. T. Edwards,	D. G. Mitchell,	James Shackleford,
John T. Gathright,	W. O. Mize,	J. H. Wilkinson—19.
Henry George,		

Mr. Hays then moved to postpone the further consideration of said bill and pending amendment until to-morrow, at 12 o'clock, M.

Which motion was adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Griffith—

1. A bill to incorporate the town of Beech Grove, in McLean county.

On motion of Mr. McElrath—

2. A bill, entitled "An act to close a part of the old State road in Henry county."

On motion of Mr. Adams—

3. A bill for the benefit of Henry Fields, late sheriff of Perry county.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st; the Committee on Internal Improvement the 2d, and the Committee on Propositions and Grievances the 3d.

And then the Senate adjourned.

TUESDAY, MARCH 2, 1880.

In the absence of the regular Speaker, Hon. Clinton Griffith was elected Speaker *pro tempore*, and took the Chair.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend section 340 of the Code of Practice in criminal cases.

An act to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the future management thereof.

An act for the benefit of the sureties of L F. Marshall, late sheriff of Ballard county.

That they had concurred in the amendments proposed by the Senate to bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Deposit Bank of Smith's Grove.

An act for the benefit of J. H. Armstrong, late sheriff of Carter county.

Resolution requesting our members in Congress to urge the passage of a law to pay certain citizens of Cynthiana for property destroyed by fire during a military engagement in said town during the late civil war.

That they had refused to concur in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend the charter of the city of Bowling Green.

That they had concurred in the second amendment, and refused to concur in the first and third amendments proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend section 2, article 4, chapter 18, General Statutes.

That they had passed bills of the following titles, viz:

1. An act regulating the charges for freight transported by the railroads of this Commonwealth.

2. An act repealing an act, entitled "An act for the benefit of O. Ross Baker, former sheriff of Caldwell county," approved January 29th, 1880.

3. An act to amend an act to incorporate the Independence and Big Bone Turnpike Company, approved March 4th, 1865.

4. An act to legalize the incorporation of the Woolper Turnpike Road Company.

5. An act for the benefit of colored school district No. 7, Breckinridge county.

6. An act for the benefit of Wm Bowe and George C. McClure, of Lawrence county.

7. An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Railroads; the 2d to the Committee on Finance; the 3d and 4th to the Committee on Internal Improvement; the 5th to the Committee on Education; the 6th to the Committee on Claims, and the 7th was made the special order of the day for Tuesday next, the 9th inst., at 12 o'clock, M.

Mr. Willingham moved the following resolution, viz:

Resolved, That hereafter, during the remainder of the session, the Senate meet at 9½ o'clock, A. M.

Mr. Pratt moved to amend said resolution by adding thereto the following, viz:

Provided, That the regular order of business shall not commence until the roll of members, now being called under the resolution offered by the Senator from Fayette, shall be completed.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

Mr. Carpenter moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts be, and he is hereby, requested to furnish to the Senate such information as he may have as to the reason why the gas companies in the cities of Bowling Green, Covington, Frankfort, Newport, Maysville, Danville, Henderson, and any other companies, have failed to pay into the State Treasury a tax on the stock of said companies.

Which was twice read and adopted.

Mr. Berry moved the following resolution, viz:

Resolved, That Governor Leslie be invited to a seat on the floor of the Senate.

Which was twice read and adopted.

On motion of Mr. Reeves, leave of absence, indefinitely, was granted Messrs. Mitchell and Carpenter.

Mr. P. P Johnston, from the joint special committee appointed to visit and investigate the management of the Central Lunatic Asylum at Anchorage, submitted the following report, viz:

To the General Assembly of the Commonwealth of Kentucky:

In obedience to your resolution, the undersigned visited the Asylum at Anchorage, and respectfully submit the following report of the condition and wants of that Institution:

We arrived there Saturday evening and remained over until Monday morning, during which time we had abundant opportunity to observe the workings of the establishment, and were pleased to find a healthy tone, pervading the entire management.

There was that freedom of expression among officers and employees and absence of servility, which proved an intelligent appreciation of responsibilities and the consciousness that the standard of merit there was duty faithfully performed.

These Institutions are exceedingly close corporations, where those in authority can wield the power of an Eastern potentate, and may be either beneficent rulers, exacting only respectful subordination and faithful performance of duty, or petty tyrants, with whom all is discord that is not tainted with fawning servility. This being true, it is with much satisfaction that we testify to the good tone of the Institution

The successful management of these charities depends quite as much on the manner of men in charge of them as on the laws we may pass or the money we may appropriate for their support. Ability is not the only requisite. Kindly impartiality, and honor that will neither practice or tolerate subterfuge or meanness, is important, not only for purposes of healthy discipline among employes, but for the influence on the insane, whose quickened perceptions make the cloven foot a cause of constant irritation to them, even when successfully concealed from ordinary observation.

We, however, have no cause for apprehension while the power of appointment and removal is vested in an officer who has so often shown that he held interest, friendship, and even the dearer ties of family, subordinate to the higher claims of the afflicted and unfortunate; and may rest with the assurance that this branch of the public service will be raised to the highest standard of efficiency, and that these considerations, which are peculiarly his trust, will receive the attention they deserve. We found this Asylum overcrowded, and emphatically recommend that you at once apply such remedy as, in your judgment, will best afford immediate relief.

We, however, suggest that the result may be reached most economically by making the law allowing harmless incurables, whether idiots or lunatics, to be sent to the counties from whence they came, compulsory; and by providing that hereafter there shall be no excess of numbers in any Asylum, until the others are full also, and that when all are full, any excess thereafter shall be divided between the different Institutions according to their capacity; and by constructing for the Anchorage Asylum, at a cost of $15 000, a brick building east of the main building, with room for seventy patients, to correspond with one now standing to the west of the main building. It seemed to us that further relief might be had by utilizing the large number of apartments in the basements of the buildings, which could be done at a trifling expense; the heating pipes, already located there, obviating the only serious difficulty—that of dampness—that occurred to

our minds; but we found this to be a question about which doctors differed, therefore, cannot insist upon the correctness of our judgment. The Board of Commissioners and officers earnestly ask for appropriations to replace the wooden structures for the use of patients by suitable brick buildings; and while your Committee recognize the importance and justice of their request, we are of the opinion that the expense, which is estimated at $40,000, can be deferred; though the danger of fire, and the consequent loss of life, entitles this question to your earnest consideration, and gives the zealous member an opportunity to change his programme, and move for an increase of the appropriation we recommend, instead of a diminution of it.

When we were there, it required four mules to pull the spring-wagon, with your Committee on board, from the depot to the Asylum, one and a half miles; and it would have required twice that number to have hauled an ordinary two-horse wagon load over the same road. The land-owners have agreed to give the State the right of way to a point on the railroad seven eighths of a mile distant. With the labor the Asylum can furnish it will cost, we think, at least $4,000 to macadamize and fence the road. We recommend the appropriation of that sum for that purpose. And for fencing on the farm, $1,000; for furniture, including bedding, carpets, &c., $2,000; for the erection of a blacksmith shop, $350; and for roofing the farm-house, represented to us to need roofing, $150.

Last year the Board of Commissioners ordered the building of a reservoir, which, in the judgment of your Committee, was an indispensable improvement but, owing to unforeseen difficulties met with in the course of its construction, they now find themselves short of $5,500 necessary to finish paying for the work. While we think it unfortunate that they should have miscalculated, and exceeded their resources to this extent, we nevertheless believe that they acted according to their highest judgment, and for the best interests of the State, and that the deficiency ought to be supplied.

They have also contracted a debt of $6,500 for machinery, pipes, &c., to establish a "fire service." This was done with the full knowledge that it could not be paid for without an appropriation for the purpose though we incline to the belief that the erection of this machinery will be a wise precaution, and submit a letter herewith, from a civil engineer to the President of the Board, in support of that belief, we deprecate the expenditure under the circumstances.

If it is conceded that the trustees of the State charities have the right to spend not only the fund given to carry them on, but any further sums they may deem necessary, then the Legislature has only to perform for them the simple duty of auditing their accounts. The material in question is worth much more now than it was when it was contracted for, and its purchase as a business transaction seems to have been promotive of the State's interest.

We recommend the appropriation, though protest that it shall not be taken as a precedent.

There is a tract of land adjoining the Asylum farm which the Superintendent and Board of Commissioners think the State ought to own. It contains about 125 acres, and its value is estimated at $10,000. Your Committee are unwilling to recommend its purchase at this time.

The authorities of the Institution ask that the following sums be appropriated, to-wit:

Substituting brick for temporary frame building, with capacity for 70 patients	$15,000 00
Constructing new brick building east of main building, capacity for 70 patients	15,000 00
Furniture, bedsteads, mattresses, &c.	2,500 00
Store-room and sleeping apartments for employes in second story	5,000 00
Extension of boiler-house, machine and blacksmith shop	1,000 00
Re-roofing and alterations of farm house	1,000 00
Fencing avenue to railroad	1,000 00
Building turnpike to railroad	4,500 00
Fencing farm, not required	1,000 00
	$46,000 00
Indebtedness on account of reservoir and fire service	12,000 00
Additional land adjoining Asylum, which is a necessity	10,000 00
Amounting to	$68,000 00

This does not include the appropriation for constructing a brick building for the colored lunatics, in the place of the frame shell they now occupy, which we have already mentioned as worthy of your consideration.

The sums we recommend that you appropriate amount to $34,500.

We have tried by the brevity of this report to commend it to your perusal, and will, if called on, fill in the outlines orally.

P. P. JOHNSTON,
Senate.
THOS. R. PHELPS,
R. H. YANTIS,
J. C. WELCH,
House of Representatives.

LOUISVILLE, KENTUCKY, February 18th, 1880.

S. L. GAAR, ESQ., *Pres't Central Kentucky Lunatic Asylum, Anchorage, Ky.:*

DEAR SIR: In reply to your inquiries made this day in regard to the fire service, now in process of constructoin for the Asylum, I submit the following statement:

1st. The service will consist of a separate and independent pump-house and chimney, boiler and steam pump; a line of 6-inch pipe from the pump-house to and along the northerly side of the main building and its wings; and four fire-hydrants on the line of the pipe named, and placed outside of the buildings. Connection can also be made between the 6-inch pipe just named and the system of pipes now in the inside of the house.

2d. The machinery is to be capable of throwing four streams of water, each eleven feet high, from four separate $1\frac{1}{4}$-inch ring nozzles and through four lines of hose, each $2\frac{1}{2}$ inches in diameter, and one hundred feet long.

3d The *fire service* is intended to be kept in constant readiness for service by keeping up fire and steam continually. In doing so, the greater portion of the water supply for the Asylum can probably be pumped with this service, although it would perhaps be better to keep this machinery exclusively for fire protection. If steam is constantly kept up, the service can be brought into use upon call, and in case the service should be required for fire extinguishment, when there is no steam, and the water in the boiler cold, it will then take from ten to twelve minutes to get up steam.

4th. If this service were to be contracted for now with the increase in cost of material and labor, the water pipe would cost about fifty per cent. more, and the machinery about thirty per cent. more than the prices at which the contracts were made.

5th. As to the propriety and need of a fire service, there can, in my judgment, be but one opinion, which is, that the providing of such protecting appliances, is an absolutely imperative duty on the part of those who are charged with the care for and preservation of so large a number of helpless people as are confined in the Institution of which you are the chief officer. No public institution should be erected with as much combustible material in and about it as is in the Asylum at Anchorage; but since it has been constructed with wood-floors and timber-roof construction, and filled with a large number of helpless, feeble-minded, and demented people, so inexpensive and simple an appliance as the placing at the command of the officers in charge an abundant supply of water and the needful machinery for an efficient fire protection, should not and can not be regarded as being anything but an absolute necessity, on humanitarian grounds alone.

When viewed as a business proposition simply, it will be found that the introduction of an efficient fire service will enable the insurance of the buildings at a reduction of rate equal to a fair interest on the cost of the service.

Very respectfully,

CHAS. HERMANY, *Civil Engineer.*

Ordered, That said report be printed, and referred to the Committee on Charitable Institutions.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill for the benefit of Joseph T. Benton, of Ohio county.

By Mr. Shackleford, from the Committee on Education—

A bill to incorporate the East Kentucky High School.

By Mr. Pratt, from the Committee on the Judiciary—

A bill to regulate the jurisdiction and define the duties of the Hopkins county court in laying the levy, appropriating money, and transacting the financial business of Hopkins county.

By Mr. Berry, from the Committee on the Penitentiary—

A bill to provide for a Branch Penitentiary.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was made the special order of the day for Thursday next, the 4th inst., at 12 o'clock, M., and from day to day thereafter until disposed of, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act, entitled "An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott," approved February 6th, 1874.

By Mr. Adair, from the Committee on Finance—

An act for the benefit of W. A. Mohon, late sheriff of Muhlenburg county.

By Mr. Skiles, from the Committee on the Judiciary—

An act to amend the charter of the town of New Market, in Marion county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act in relation to the public roads of Marion county.

By Mr. Montgomery, from the Committee on the Judiciary—

An act to amend an act, entitled "An act for the benefit of McCracken county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same."

By Mr. Berry, from the Committee on Education—

An act to establish a system of common schools for the town of Louisa, and so much of school district No. 1 as may be outside the corporate limits of said town.

By Mr. Montgomery, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to incorporate the town of Hammonville, in Hart county," approved March 6th, 1878, and the amendments thereto.

With an amendment to the last named bill.

Which was adopted.

Ordered, That the first named bill be recommitted to the Committee on General Statutes, and all the others, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. George, from the Committee on Claims, reported a bill, entitled

A bill for the benefit of Dr. John E. Pendleton, of Ohio county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	A. B. Montgomery,
Alex. E. Adams,	Clint. Griffith,	Clifton J. Pratt,
Albert S. Berry,	George T. Halbert,	G. W. Reeves,
James Blackburn,	Sam. E. Hill,	John W. Rowlett,
J. H. Bruce,	Thomas Johnson,	James Shackleford,
A. R. Clarke,	P. P. Johnston,	Richard J. White,
Geo. T. Edwards,	C. N. Lewis,	J. H. Wilkinson,
Charles D. Foote,	R. I. McQuiddy,	A. H. Willingham—25.
John T. Gathright,		

Those who voted in the negative, were—

Joseph Bertram,	C. W. Gilmore,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	H. H. Skiles—6.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and is hereby, directed to draw his warrant on the Treasurer in favor of Dr. John E. Pendleton for $225, to be paid out of any money in the Treasury not otherwise appropriated, in full payment of said claim.

§ 2. This act to be in full force and effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Alex. E. Adams,	Henry George,	A. B. Montgomery,
Albert S. Berry,	Clinton Griffith,	G. W. Reeves,
James Blackburn,	George T. Halbert,	John W. Rowlett,
J. H. Bruce,	Samuel E. Hill,	Jas. Shackleford,
Attila Cox,	Thomas Johnson,	J. H. Wilkinson,
Geo. T. Edwards,	P. P. Johnston,	A. H. Willingham—22.
Chas. D. Foote,		

Those who voted in the negative, were—

Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
M. T. Carpenter,	C. N. Lewis,	H. H. Skiles,
A. R. Clarke,	T. J. McElrath,	Richard J. White—11.
C. W. Gilmore,	W. O. Mize,	

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill for the benefit of the city of Frankfort.

Mr. Berry withdrew the amendment proposed by himself to said bill on yesterday.

Mr. Hays moved to amend said bill by striking out the words "fifty thousand," where they occur in the first section thereof, and inserting in lieu thereof the words "thirty-five thousand."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following petitions were presented, viz:

By Mr. Skiles—

1. The petition of A. G. Wacker, of Allen county.

By Mr. Edwards—

2. The petition of the colored voters of Barren county.

By Mr. Cox—

3. The petition of the members of the bar of Owen county.

Which were received, the reading dispensed with, and referred—the 1st and 3d to the Special Committee on Re-districting the State into Judicial Districts, and the 2d to the Committee on Education.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill to incorporate the Kenton County Gunning and Fishing Club.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That F. A. Prague, A. D. McPherson, J. S. Wayne, J. A. P. Glore, J. L. Sanford, J. S. Hudson, A. Santer, E. S. Steward, George Perkins, T. J. Phelps, John Leathers, George Glore, J. W. Van Lunnen, H. E. Queen,

C. W. Herndon, Clinton Hume, C. D Foote, and Wes. B. Wilson, and their successors, be, and they are hereby, created a body-corporate, under the name of the Kenton County Gunning and Fishing Club; to have perpetual succession, with the right to retain, hold, sell and convey, and dispose of such real and personal property, not to exceed $25,000 in value, as may be necessary to carry out the objects of this charter; and may make contracts that shall be binding, sue and be sued, make and transact all business in its corporate name for its corporate purposes; to use a common seal, renewable and changeable at pleasure, and may make and adopt a constitution and by-laws for its government, not inconsistent with the laws of the land; and may amend, change, or abolish the same at pleasure in the method therein provided.

§ 2. The objects of this society shall be to protect and increase the game and fish of this Commonwealth, to enforce the laws concerning them, and to promote and advance field sports.

§ 3. The said society shall also have power to shoot and fish upon, and use for its said corporate purposes the premises owned, rented, or leased by them at all times, not inconsistent with the game laws of this Commonwealth.

§ 4. No member shall in any way be personally reponsible for any liability of the said society; but the property of the society as a corporation alone shall be liable for all just claims against the corporation.

§ 5. The county judge of said county may appoint such police as he may deem necessary to police and keep order on said premises.

§ 6. This act shall take effect from and after its passage.

Mr. Berry moved to amend said bill by adding thereto the following as an additional section, viz:

Provided, That the members of said club shall be liable for all debts of every kind created by them, or their representatives or agents, and for all damage done in hunting or fishing upon the property of citizens of this State.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Thomas Johnson,	H. H. Skiles,
M. T. Carpenter,	T. J. McElrath,	Richard J. White,
C. W. Gilmore,	Clifton J. Pratt,	A. H. Willingham—10.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	Geo. T. Edwards,	C. N. Lewis,
Alex. E. Adams,	Charles D. Foote,	A. B. Montgomery,
James Blackburn,	John T. Gathright,	John Walter Rowlett,
J. H. Bruce,	Henry George,	James Shackleford,
A. R. Clarke,	George T. Halbert,	J. H. Wilkinson—17.
Attila Cox,	P. P. Johnston,	

Mr. Berry then moved to commit said bill to the Committee on Religion and Morals.

Those who voted in the negative, were—

Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
M. T. Carpenter,	C. N. Lewis,	H. H. Skiles,
A. R. Clarke,	T. J. McElrath,	Richard J. White—11.
C. W. Gilmore,	W. O. Mize,	

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill for the benefit of the city of Frankfort.

Mr. Berry withdrew the amendment proposed by himself to said bill on yesterday.

Mr. Hays moved to amend said bill by striking out the words "fifty thousand," where they occur in the first section thereof, and inserting in lieu thereof the words "thirty-five thousand."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following petitions were presented, viz:

By Mr. Skiles—

1. The petition of A. G. Wacker, of Allen county.

By Mr. Edwards—

2. The petition of the colored voters of Barren county.

By Mr. Cox—

3. The petition of the members of the bar of Owen county.

Which were received, the reading dispensed with, and referred—the 1st and 3d to the Special Committee on Re-districting the State into Judicial Districts, and the 2d to the Committee on Education.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill to incorporate the Kenton County Gunning and Fishing Club.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*. That F. A. Prague, A. D. McPherson, J. S. Wayne, J. A. P. Glore, J. L. Sanford, J. S. Hudson, A. Santer, E. S. Steward, George Perkins, T. J. Phelps, John Leathers, George Glore, J. W. Van Lunnen, H. E. Queen,

C. W. Herndon, Clinton Hume, C. D Foote, and Wes. B. Wilson, and their successors, be, and they are hereby, created a body-corporate, under the name of the Kenton County Gunning and Fishing Club; to have perpetual succession, with the right to retain, hold, sell and convey, and dispose of such real and personal property, not to exceed $25,000 in value, as may be necessary to carry out the objects of this charter; and may make contracts that shall be binding, sue and be sued, make and transact all business in its corporate name for its corporate purposes; to use a common seal, renewable and changeable at pleasure, and may make and adopt a constitution and by-laws for its government, not inconsistent with the laws of the land; and may amend, change, or abolish the same at pleasure in the method therein provided.

§ 2. The objects of this society shall be to protect and increase the game and fish of this Commonwealth, to enforce the laws concerning them, and to promote and advance field sports.

§ 3. The said society shall also have power to shoot and fish upon, and use for its said corporate purposes the premises owned, rented, or leased by them at all times, not inconsistent with the game laws of this Commonwealth.

§ 4. No member shall in any way be personally reponsible for any liability of the said society; but the property of the society as a corporation alone shall be liable for all just claims against the corporation.

§ 5. The county judge of said county may appoint such police as he may deem necessary to police and keep order on said premises.

§ 6. This act shall take effect from and after its passage.

Mr. Berry moved to amend said bill by adding thereto the following as an additional section, viz:

Provided, That the members of said club shall be liable for all debts of every kind created by them, or their representatives or agents, and for all damage done in hunting or fishing upon the property of citizens of this State.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Thomas Johnson,	H. H. Skiles,
M. T. Carpenter,	T. J. McElrath,	Richard J. White,
C. W. Gilmore,	Clifton J. Pratt,	A. H. Willingham—10.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	Geo. T. Edwards,	C. N. Lewis,
Alex. E. Adams,	Charles D. Foote,	A. B. Montgomery,
James Blackburn,	John T. Gathright,	John Walter Rowlett,
J. H. Bruce,	Henry George,	James Shackleford,
A. R. Clarke,	George T. Halbert,	J. H. Wilkinson—17.
Attila Cox,	P. P. Johnston,	

Mr. Berry then moved to commit said bill to the Committee on Religion and Morals.

And the question being taken thereon, it was decided in the negative.

Mr. Berry then moved to amend said bill by striking out the 4th section thereof.

Mr. Montgomery moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. Berry, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	H. H. Skiles,
Albert S. Berry,	T. J. McElrath,	A. H. Willingham—8.
Joseph Bertram,	A. B. Montgomery,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	R. I McQuiddy,
James Blackburn,	John T. Gathright,	W. O Mize,
J. H. Bruce,	Henry George,	Clifton J. Pratt,
M. T. Carpenter,	Clint. Griffith,	G. W. Reeves,
A. R. Clarke,	George T. Halbert,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	Jas. Shackleford,
Geo. T. Edwards,	P. P. Johnston,	Richard J. White,
Charles D. Foote,	C. N. Lewis,	J. H. Wilkinson—24.

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Pratt, from the Committee on the Judiciary, reported a bill, entitled

A bill to provide for the working of prisoners who are under confinement in the county jail of Hopkins county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. P. P. Johnston moved an amendment to said bill.

Which was rejected.

Mr. Willingham moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

A bill to provide for the working prisoners who are under confinement in the county jail of Hopkins and other counties.

Mr. Pratt, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the Grant county court to issue bonds to pay off outstanding indebtedness;

An act to amend an act, entitled "An act to incorporate the Memphis, Paducah, and Northern Railroad Company," approved March 25th, 1878;

An act declaring and fixing penalties against surveyors of roads in Boone county;

An act to ascertain and mark the boundary lines between the counties of Larue, Green, and Taylor;

An act to amend the charter of Bardstown;

An act to amend the charter of the Farmers and Drovers' Bank;

An act authorizing the Governor to appoint a commissioner to procure the site and inclose the graves of certain persons;

An act to charter the Maysville Water Company, and to ratify and validate the water-works ordinance of the city of Maysville, and its contract thereunder with the Maysville Water Company;

An act to amend the charter of the city of Maysville;

An act in relation to the purchase of ground in the city of Maysville, Kentucky, for the erection thereon and use of public buildings by the Government of the United States;

An act to amend an act, entitled "An act to incorporate the Church of the Messiah of Louisville;"

An act to authorize the county court of Pulaski county to agree upon a compensation to the sheriff or tax-collector of said county for collecting the county levy for the years 1880 and 1881;

An act to incorporate the town of Munfordville, in Hart county, Kentucky;

An act for the benefit of Hutchinson Academy;

An act to amend an act to incorporate the National Mutual Benefit Association;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to prevent the destruction of fish in the waters of Dick's river and Hanging Fork;

An act to amend an act incorporating the Lancaster City Hall Association;

An act to amend the charter of the town of Gordonsville, in Logan county, Kentucky;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Pratt reported that the committee had performed that duty

Leave was granted to bring in the following bills, viz:

On motion of Mr. Hill—

1. A bill to incorporate the Morgantown Deposit Bank.

On motion of Mr. McElrath—

2. A bill, entitled "An act for the benefit of the Goshen and Sligo Turnpike Road Company, of Oldham county."

On motion of Mr. Blackburn—

3. A bill to incorporate the Board of Internal Improvement Commissioners, and define their powers and duties.

On motion of same—

4. A bill to improve the navigable rivers of Kentucky, and to provide money and convict labor therefor.

On motion of Mr. White—

5. A bill for the benefit of C. C. Daniel, curator of D. R. McKinney and others.

On motion of Mr. Bruce—

6. A bill for the benefit of the sheriff of Casey county.

Ordered, That the Committee on Banks and Insurance prepare and bring in the 1st; the Committee on Internal Improvement the 2d, 3d, and 4th, and the Committee on Propositions and Grievances the 5th and 6th.

And then the Senate adjourned.

WEDNESDAY, MARCH 3, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, which originated in the Senate, entitled

Resolution approving the address of the Mississippi Valley Commission.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act permitting the erection of a boom upon Little Sandy river at or near the Vincent Ford, in Carter county.

An act incorporating the German Evangelical Lutheran Church, of Louisville.

An act to legalize the election of the officers of Bloomfield, in Nelson county.

That they had passed bills of the following titles, viz:

1. An act for the benefit of Mrs. Sarah A. Baird.

2. An act to amend an act, entitled "An act to incorporate the town of Lovelaceville, in Ballard county."

3. An act for the benefit of common school districts Nos. 34, 46, and 54, in Breckinridge county.

4. An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved February 16th, 1880, chapter 220.

5. An act to amend an act, entitled "An act to relieve W. T. Grundy from the disabilities of an infant," approved January 30th, 1880, chapter 106.

6. An act to incorporate the Paducah Electric Light and Heating Company.

7. An act to amend the charter of the city of Bowling Green.

8. An act for the benefit of W. R. Morgan, deceased, late sheriff of Trimble county.

9. An act for the benefit of E. A. Hensley, of Wolfe county.

10. An act for the benefit of Wm. Penix, of Menifee county.

11. An act for the benefit of Jere Carroll, of Kenton county.

12. An act for the benefit of John T. Bale, late sheriff of Green county.

13. An act to amend an act, entitled "An act relating to opening and re-grading roads in Boone county," approved March 6th, 1878.

14. An act to amend the charter of the town of Jeffersonville, in Montgomery county.

15. An act to amend an act, entitled "An act to amend an act incorporating Munday's Landing and Harrodsburg Turnpike Road Company, in Mercer county."

16. An act to amend an act in relation to the town of Carlisle, Nicholas county, approved March 16th, 1876.

17. An act for the benefit of Alexander Foxworthy, W. J. Goddard, and John B. Dickens.

18. An act for the benefit of John L. McCormick, of Montgomery county.

19. An act for the benefit of Loton M. Jones, of Caldwell county.

20. An act to enable Mason county to provide means to meet her railroad debt as it falls due.

21. An act to prohibit the county courts of Graves and Marshall counties from changing roads in said counties without due notice be given.

22. An act to amend an act for the benefit of J. W., P. A., and W. H. Cook, and Henry Smith, of Warren county.

23 An act for the benefit of J. W. Kinney, of Mercer county.

24. An act for the benefit of the owners of sheep killed by dogs, and to tax the owners and controllers of dogs for their benefit, in Bath county.

25. An act to authorize the Lincoln county court to levy and collect an ad valorem tax for county purposes.

26. An act to amend the charter of the town of South Carrollton, in Muhlenburg county.

27. An act to repeal an act in regard to school district No. 30, in McLean county.

28. An act to amend the act, entitled "An act to incorporate the Scuffletown Fence Company," approved March 21st, 1872.

29. An act to repeal an act, entitled "An act for the protection of sheep in McLean county," approved March 20, 1876

30. An act requiring the county judges of Carter and Elliott counties to submit the local option question to any civil district, &c.

31. An act to legalize the construction of a railroad switch by J. M. Atherton & Co. across certain public highways in Larue county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on General Statutes; the 2d, 5th, 6th, 7th, 14th, 16th, 19th, and 26th to the Committee on the Judiciary; the 3d and 27th to the Committee on Education; the 4th and 31st to the Committee on Railroads; the 8th, 9th, 12th, 17th, and 18th to the Committee on Finance; the 10th to the Committee on Claims; the 11th, 20th, 22d, 23d, 24th, 28th, 29th, and 30th to the Committee on Propositions and Grievances; the 13th, 15th, and 21st to the Committee on Internal Improvement, and the 25th to the Committee on Courts of Justice.

A message was also received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution in regard to the pension of Mrs. Jane W. McKee, the widow of Col. Wm. R McKee, of the army, and the mother of Lieut. Hugh McKee, of the navy.

Which was taken up, twice read, and concurred in.

A message was also received from the House of Representatives, announcing that that they had passed a bill, entitled

An act to prevent stock from running at large in Kenton county.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, It shall be unlawful for any person owning or having care of any horse, jack, jennet, mule, cattle, sheep, hog, or stock of any kind, to permit the same to run at large in Kenton county after this act takes effect; and any person or persons so offending shall be liable to such penalties as are prescribed and provided for in this act.

§ 2. Whenever any stock of the kind named in first section of this act shall be found running at large, it shall be the duty of the sheriff or his deputies, or the constable of the district where such stock is found, to seize upon and empound said stock, and provide for their care and keeping until the owner or owners of such stock shall have redeemed them, by the payment of all fees and costs of every kind incident to said procedure.

§ 3. Whenever any stock shall be found trespassing upon the premises or inclosure of any person, the owner of said stock shall be liable for all damages done, and for all fees and costs incident to the prosecution of such trespass, recoverable before any officer of competent jurisdiction (notwithstanding the premises or property so injured may not be inclosed by a lawful fence as now required by law); and the party injured shall have a lien upon the stock so trespassing for all damages, costs, and fees, and may also have execution levied upon said stock, and the same sold in satisfaction thereof, notwithstanding it may be exempt from said levy and sold under the present law.

§ 4. For taking up stock running at large or committing trespass, the officer shall be entitled to the following fees: for each horse, jack, jennet, mule, or colt over six months old, one dollar; for each bull, cow, steer, heifer, or calf over six months old, fifty cents; for each sheep or hog over three months old, twenty-five cents.

§ 5. It shall be the duty of the officer making the seizure to give notice, within five days (if the owner is known) from date of seizure, to the owner or keeper of stock; and if stock found offending against the provisions of this act is not redeemed within five days after service of notice, said officer shall advertise (ten days before selling) such stock for sale in the precinct where said stock was seized upon. The sale shall be proceeded with in the same manner as sales are conducted on executions for the recovery of debt. The sale shall be made on a credit of three months, the purchaser giving bond, with approved security; and for sale and advertising shall receive the same commission and fees as are allowed for sales under execution for debt.

§ 6. Any person finding any stock upon his premises, or on premises under his or her control, shall have the right to take up and hold the same as estrays are now taken up and held. When farms are lying contiguous, there being a division fence between them, the provisions of the General Statutes in such cases made and provided shall govern.

§ 7. When the bond mentioned in the fifth section of this act shall be collected, after all the expenses connected with the seizure and sale shall be paid by him, he shall pay the residue, if any, of the proceeds of the sale over to the owner of such stock, and the sheriff shall be responsible on his official bond.

§ 8. This act shall be submitted to the qualified voters of Kenton county at the next August election; and it shall be the duty of the officers of the election to be held on the first Monday in August, 1880, to open a poll, and propound to each voter who may vote at said election the question: "Are you for or against the stock law?" and register his vote in accordance with his response to said question, if he desires to vote thereon. The vote shall be certified and returned, examined and compared, as they are required in elections for State and county officers; and in all those election precincts where it shall appear, by the certificate of the examining board, that a majority of those voting voted in favor of the stock law, then the provisions of this act shall take effect and be in force as hereinafter provided; and in those election precincts where a majority of those voting at said election are found, by the certificate of the examining board, to have voted against the stock law, then this act shall not apply or be in force in said precincts. It shall be the duty of the examining board to make out a certificate, under oath, of the votes cast at said election under the provisions of this act, giving the number of votes cast in each precinct for and against the stock law, and deliver the same to the presiding judge of the county court, who shall cause the same to be entered of record by the county court clerk.

§ 9. It shall be the duty of the sheriff, at least twenty days before the day of the next August election, in each election precinct, in three public places in said precincts, to advertise that a vote will be taken on the first Monday in August, 1880, for and against the stock law.

§ 10. This act shall be enforced in all the election precincts in Kenton county (except within the city of Covington) where the certificate of the examining board shows that a majority of the voters voting were in favor thereof.

§ 11. This act to take effect from its passage.

Mr. Hays moved to amend said bill by adding thereto the following proviso, viz:

Provided, That the provisions of this act will apply only to the city of Covington.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	R. G. Hays,	Ishmael H. Smith,
C. W. Gilmore,	T. J. McElrath,	A. H. Willingham—6.

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	D. G. Mitchell,
Alex. E. Adams,	Henry George,	W. O. Mize,
Joseph Bertram,	Clinton Griffith,	A. B. Montgomery,
J. H. Bruce,	George T. Halbert,	Clifton J. Pratt,
A. R. Clarke,	Thomas Johnson,	G. W. Reeves,
Attila Cox,	P. P. Johnston,	John Walter Rowlett,
Geo. T. Edwards,	C. N. Lewis,	James Shackleford,
Charles D. Foote,	R. I. McQuiddy,	H. H. Skiles—26.
W. H. Frederick,	Thos. J. Megibben,	

Mr. White moved to amend said bill by adding after the word "found," in the 6th line of the 2d section thereof, the words "also the special police of the Kenton County Gunning and Fishing Club."

And the question being taken on the adoption of said amendment, it was decided in the negative.

The question was then taken on ordering said bill to be read a third time, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	R. I. McQuiddy,
Alex. E. Adams,	John T. Gathright,	Thos. J. Megibben,
Albert S. Berry,	Henry George,	D. G. Mitchell,
Joseph Bertram,	Clint. Griffith,	W. O. Mize,
James Blackburn,	George T. Halbert,	Clifton J. Pratt,
Attila Cox,	Thomas Johnson,	G. W. Reeves,
Geo. T. Edwards,	P. P. Johnston,	John W. Rowlett,
Charles D. Foote,	C. N. Lewis,	H. H. Skiles—24.

Those who voted in the negative, were—

C. W. Gilmore,	T. J. McElrath,	J. H. Wilkinson,
R. G. Hays,	Richard J. White,	A. H. Willingham—6.

Said bill was read a third time.

Mr. White then moved to commit said bill to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the negative.

The rule of the Senate being dispensed with, the question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and P. P. Johnston, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	D. G. Mitchell,
Alex. E. Adams,	Henry George,	W. O. Mize,
Joseph Bertram,	Clinton Griffith,	Alex. B. Montgomery,
James Blackburn,	George T. Halbert,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	G. W. Reeves,
A. R. Clarke,	P. P. Johnston,	John Walter Rowlett,
Attila Cox,	C. N. Lewis,	James Shackleford,
Geo. T. Edwards,	R I. McQuiddy,	H. H. Skiles—26.
Charles D. Foote,	Thos. J. Megibben,	

Those who voted in the negative, were—

C. W. Gilmore,	T. J McElrath,	J. H. Wilkinson,
R. G. Hays,	Richard J. White,	A. H Willingham—6.

Resolved, That the title of said bill be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz :

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to establish and incorporate the town of Hardyville, in Hart county," approved March 21st, 1861

By same—

An act to amend the charter of the town of Brandenburg.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to prevent trespass in Nicholas county.

By Mr. Reeves, from the Committee on Courts of Justice—

An act authorizing the police judge of Pellville, Hancock county, to hold his court the first Monday in each month for the trial of civil cases.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to amend the charter of the city of Paris," approved February 20th, 1878.

By Mr. Mize, from the Committee on Claims—

An act for the benefit of Johnson A. Young, of Montgomery county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Sherman, Mount Zion, and Zion Station Turnpike Road Company, in Grant county.

By same—

An act to authorize the mayor and council of Augusta to make subscriptions to the Augusta and Mt. Olivet Turnpike Road Company.

By Mr. Bruce, from the Committee on Railroads—

An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the Louisville, Memphis, and New Orleans Railway Company,'" approved February 24th, 1870.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to repeal an act prohibiting the sale of spirituous or malt liquors in districts Nos. 3 and 6, in Hancock county.

With an amendment as a substitute for the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid, except that of the last named bill, which is changed so as to read,

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in districts 3 and 6, in Hancock county."

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to amend an act, entitled "An act to incorporate the Maysville Agricultural and Mechanical Association," approved February 19, 1880.

By same—

A bill for the benefit of T. B. Bullock.

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to incorporate the Bonanza Bridge Company of Kentucky.

By Mr. Wilkinson, from the Committee on Codes of Practice—

A bill to repeal an act, entitled "An act to incorporate the town of Clayville, in Webster county."

By Mr Skiles, from same committee—

A bill to incorporate the town of Beech Grove, in McLean county.

By Mr. McElrath, from the Committee on Internal Improvement—

A bill for the benefit of the Goshen and Sligo Turnpike Road Company, of Oldham county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 3, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

Thos. W. McConnell, Ballard county.
Wm. H. Slack, McCracken county.
Wm. P. Payne, Russell county.
N. P. Cochran, Fayette county.
Geo. B. Kinkead. Fayette county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was also received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the town of Gordonsville, in Logan county, Kentucky.

An act to amend an act incorporating the Lancaster City Hall Association.

An act to prevent the destruction of fish in the waters of Dick's river and Hanging Fork.

Mr. Mize, from the Committee on Claims, reported a bill, entitled

A bill to improve the navigation of Red river by an appropriation for same.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of $700, or so much thereof as may be expended under the provisions of section 2 of this bill, be, and is hereby, appropriated for the purpose of constructing a chute to the Forge dam, in Powell county, Kentucky, which dam is located in Red river.

§ 2. Said chute to be of the following specifications, to-wit: width, 30 feet; length of apron, 35 feet; fall, 4½ feet; height at upper end adjoining said dam to be of exact height of dam, and at the lower end to be 4½ feet, with a regular slope to agree with said heights, framing to be of white oak timber at least 10 by 12 inches face, and for sides 35 feet long, and for lower end 30 feet long, to be well locked by notching ends of each piece of said timber; said frame to be securely tied by a sufficient number of cross-pieces, at regular spaces between each, and to be 30 feet long, 8 by 10 inches, and locked into side walls by notching. The space inside of the walls of said frame to be filled with loose stone, and the top to be covered with oak plank 3 inches thick, securely spiked down to the frame.

§ 3. Said chute shall be constructed under the supervision of four commissioners, to wit: Chas. Russell, of Estill county; Green Watters, Curtis Maston, and Wm. Combs, of Powell county, whose duty it shall be to advertise for 60 days previous to the letting of the contract in Powell and all adjoining counties, and receive bids for the full completion of said work; and upon receipt of all bids which may be offered, they shall compare same, and award the contract to the lowest bidder, who shall give an approved bond, with ample surety, for the fulfillment of said contract according to the specifications as set forth in section 2 of this bill, and to be completed on or before January 1st, 1881. Said commissioners shall receive for their compensation and to defray their expenses of advertising, &c., a sum equal to 6 per cent. of the cost of said improvement, and the Auditor of Public Accounts will draw his warrants on the Treasurer to pay for said work and costs, when bills are presented properly approved by said commissioners.

§ 4. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	Thos. J. Megibben,
Albert S. Berry,	Geo. T. Halbert,	W. O. Mize,
W. H. Frederick,	Thomas Johnson,	James Shackleford,

John T. Gathright,	C. N Lewis,	H. H. Skiles,
C. W. Gilmore,	T. J. McElrath,	Richard J. White—15.

Those who voted in the negative, were—

Joseph Bertram,	Charles D. Foote,	A. B. Montgomery,
James Blackburn,	Henry George,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	G. W. Reeves,
A. R. Clarke,	P. P. Johnston,	John W. Rowlett,
Attila Cox,	R. I. McQuiddy,	J. H. Wilkinson,
Geo. T. Edwards,	D. G. Mitchell,	A. H. Willingham—18.

So said bill was rejected.

Mr. Hays then moved to reconsider the vote by which the Senate had rejected said bill.

Which motion was simply entered.

Mr. Shackleford, from the Committee on Propositions and Grievances, reported a bill, entitled

A bill for the benefit of Eldridge Kenton.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, There is hereby appropriated to Eldridge Kenton, late sheriff of Robertson county, out of any money in the Treasury not otherwise appropriated, the sum of $124 30, and the Auditor is hereby authorized to draw his warrant upon the Treasury in favor of said Kenton for that amount.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W Gilmore,	W. O. Mize,
Albert S. Berry,	Clinton Griffith,	A. B. Montgomery,
Joseph Bertram,	George T. Halbert,	Clifton J. Pratt,
James Blackburn,	R. G. Hays,	G. W. Reeves,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
A. R. Clarke,	P. P. Johnston,	Jas. Shackleford,
Attila Cox,	C. N. Lewis,	H. H. Skiles,
Geo. T. Edwards,	T. J. McElrath,	Richard J. White,
Chas. D. Foote,	Thos. J. Megibben,	J. H. Wilkinson,
W. H. Frederick,	D. G. Mitchell,	A. H. Willingham—31.
Henry George,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Berry, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott," approved February 6th, 1874,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That so much of said act as applies to the county of Bath be, and the same is hereby, repealed.

§ 2. That when this act shall take effect, all the record books, causes, and proceedings pending in said court shall be transferred to the Bath circuit court, and be therein disposed of as though originally instituted in said court.

§ 3. This act shall take effect on and after the 1st day of June next.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	Thos. J. Megibben,
Albert S. Berry,	Henry George,	W. O. Mize,
Joseph Bertram,	C. W. Gilmore,	Clifton J. Pratt,
James Blackburn,	Clint. Griffith,	G. W. Reeves,
J. H. Bruce,	George T. Halbert,	Richard J. White,
A. R. Clarke,	R. G. Hays,	J. H. Wilkinson,
Geo. T. Edwards,	C. N. Lewis,	A. H. Willingham—23.
Charles D. Foote,	R. I McQuiddy,	

In the negative—P. P. Johnston—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Wm. M. Campbell, late sheriff of Trigg county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to allow Wm. M. Campbell, late sheriff of Trigg county, credit for the sum of $156 79 (being amount of lands sold to Commonwealth by him on 9th December, 1878), upon the judgment in the Franklin circuit court rendered at its June term, 1878, in favor of the Commonwealth against

said Wm. M. Campbell and his sureties, for the sum of $5,928 25, with interest and costs, being balance of revenue unpaid of Trigg county for the year 1877.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	A. B. Montgomery,
James Blackburn,	Thomas Johnson,	Clifton J. Pratt,
J. H. Bruce,	P. P. Johnston,	G. W. Reeves,
A. R. Clarke,	C. N. Lewis,	John W. Rowlett,
Attila Cox,	T J. McElrath,	James Shackleford,
Geo. T. Edwards,	R I. McQuiddy,	H. H. Skiles,
Charles D. Foote,	Thos. J. Megibben,	J. H. Wilkinson,
W. H. Frederick,	D. G. Mitchell,	A. H. Willingham—28.
Clint. Griffith,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to re-enact and amend the town charter of the town of Dixon, in Webster county.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

Mr. White, from the Committee on Immigration and Labor, to whom was referred resolutions from the House of Representatives, of the following titles, viz:

Resolution of thanks to the Hon. Charles Stewart Parnell;

Resolution of thanks to Col. J. A. Hogeland, of Louisville;

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolutions, it was decided in the affirmative.

Resolved, That the titles of said resolutions be as aforesaid.

The Speaker laid before the Senate the response of the Auditor of Public Accounts to a joint resolution directing him to furnish a detailed statement, showing the amounts paid for printing and binding for the Governor, Secretary, and Auditor's offices for the ten years commencing October 10th, 1869, and ending October 10th, 1879, charged to those offices under the head of Contingent Expenses, and

a detailed statement of warrants under the heads of Executive Mansion, Executive Offices, and Kentucky Penitentiary to the 27th of January.

Which was received, the reading dispensed with, and referred to the Committee on Retrenchment and Reform

Mr. Berry moved the following resolution, viz:

Resolved, That it is the sense of this body that compulsory education should be adopted in Kentucky at the earliest possible day for whites and blacks, in separate schools, and that intelligence should be made the basis of suffrage after ten years.

Which was referred to the Committee on Education.

Mr. Gathright read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

WHEREAS, It appears from the accompanying receipt that Richard Carr, of Clark county, Indiana, did, on the 24th of October, 1878, deliver to the jailer of Jefferson county, Kentucky, one George Washington, of color, whom he had arrested in Clark county, Indiana; and whereas, said Geo. Washington was indicted, convicted, and hung for committing a rape on a little girl in Jefferson county; and whereas, it appears that no reward was ever offered for the arrest of said Washington, as he fled to Indiana immediately after the commission of the offense, and that nothing has ever been paid for arresting said Washington; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasurer in favor of Richard Carr, for $100, in full for all charges for making the arrest of and delivering Geo. Washington to the jailer of Jefferson county.

Which was referred to the Committee on Claims.

Leave was granted to bring in the following bill, viz:

On motion of Mr. Hays—

A bill to incorporate the Falls City Lodge, No. 208, Knights of Honor, Louisville.

Ordered, That the Committee on Finance prepare and bring in the same.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the German Security Bank;

An act for the benefit of common school district No. 14, Oldham county;

An act to amend an act, entitled "An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott," approved February 6th, 1874;

An act conferring special jurisdiction on the judge of the Boone county court in road cases;

An act to prevent the deadening of timber near any of the public highways in Henderson county;

An act to amend an act, entitled, "An act to amend an act, entitled 'An act to incorporate the Chattaroi Railway Company,'" approved March 23d, 1868;

An act to amend the charter of the town of Lewisburg, in Logan county;

An act to incorporate the Bradford and Lenoxburg Turnpike Company, Bracken county;

An act to incorporate the Citizens' Bank of Midway;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the future management thereof;

An act for the benefit of the sureties of L. F. Marshall, late sheriff of Ballard county;

An act to amend section 340 of the Code of Practice in criminal cases;

An act to amend section 353 of the Code of Practice in criminal cases;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

THURSDAY, MARCH 4, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act to incorporate the National Mutual Benefit Association.

An act to incorporate the town of Munfordville, in Hart county, Kentucky.

An act to amend the charter of the Poplar Mountain Coal Company, and acts amendatory thereto.

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11th, 1867, and the several acts amendatory thereto.

An act to repeal certain acts and parts of acts concerning the sealer of weights and measures, and fixing the fees and duties of said officer, for Jefferson county.

An act to amend an act, entitled "An act to incorporate the Church of the Messiah of Louisville."

An act authorizing the Governor to appoint a commissioner to procure the site and inclose the graves of certain persons.

An act to authorize the Grant county court to issue bonds to pay off outstanding indebtedness.

An act declaring and fixing penalties against surveyors of roads in Boone county.

An act to amend the charter of Bardstown.

An act to ascertain and mark the boundary lines between the counties of Larue, Green, and Taylor.

An act to amend the charter of the city of Maysville.

An act to amend an act, entitled "An act to incorporate the Memphis, Paducah, and Northern Railroad Company," approved March 25th, 1878.

An act to charter the Maysville Water Company, and to ratify and validate the water-works ordinance of the city of Maysville, and its contract thereunder with the Maysville Water Company.

An act for the benefit of Hutchinson Academy.

An act to amend the charter of the Farmers and Drovers' Bank.

An act to authorize the county court of Pulaski county to agree upon a compensation to the sheriff or tax-collector of said county for collecting the county levy for the years 1880 and 1881.

An act to amend an act, entitled "An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott," approved February 6th, 1874.

That they had concurred in the adoption of the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to prevent the deadening of timber near any public highway in Henderson county.

An act giving the further time of two years to clerks, sheriffs, and other collecting officers, in which to collect their fees and uncollected taxes.

An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the Chattaroi Railway Company,'" approved March 3d, 1868.

An act conferring special jurisdiction on the judge of the Boone county court in road cases.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Thos. A. Ireland, late clerk of the Owen county court.

An act for the benefit of J. E. Ratliff, sheriff of Pike county.

An act requiring certain legal advertisements in Campbell and Kenton counties to be inserted in one paper of general circulation published in Campbell or Kenton counties.

That they had passed bills of the following titles, viz:

1. An act to incorporate the town of Big Spring, in the counties of Meade, Hardin, and Breckinridge.

2. An act to incorporate the Ten Broeck Race and Fair Company, of Big Spring.

3. An act for the benefit of John F. Taylor, of Todd county.

4. An act to amend sections 41 and 9 of the charter of the city of Owensboro.

5. An act requiring notice to be given of motions for the allowance of certain claims, and of the erection of public works by the county court of Lyon county.

6. An act to authorize the Lyon county court to sell delinquent tax-lists by its clerk, and prescribing his duties in relation thereto.

7. An act for the benefit of the supervisors of tax of Marshall county.

8. An act to amend chapter 94 of the General Statutes, title "Roads and Passways."

9. An act to amend the charter of the town of Shelbyville.

10. An act to repeal an act, entitled "An regulating defenses in actions of trespass in Carroll and Trimble counties."

11. An act to amend an act, entitled "An act to authorize the county court of Lawrence county to levy an additional tax for road and bridge purposes and for public improvements."

12. An act in relation to the county levy and ad valorem tax in Boyd county, and legalizing the action of the court of levy of January, 1880.

13. An act repealing parts of, and amendatory of, and supplemental to, "An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act," approved January 24, 1880.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, and 10th to the Committee on the Judiciary; the 4th to the Committee on Banks and Insurance; the 5th, 6th, 7th, and 12th to the Committee on Courts of Justice; the 8th and 9th to the Committee on General Statutes, and the 11th and 13th to the Committee on Internal Improvement.

The following petition was presented, viz:

By Mr. Gathright—

The petition of sundry citizens of Kenton county, praying the passage of an act to prevent the sale of liquors on the Sabbath day.

Which was received, the reading dispensed with, and referred to the Committee on General Statutes.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 4, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

A. E. Howe, Pendleton county.
Alfred Peyton, Jefferson county.
Thos. Speed, Jefferson county.
Thos. E. B. Siler, Whitley county.
Reuben Dunbar, Russell county.
Ed. Meglemery, Jefferson county.
M H. Klaw, Jefferson county.
Ben. Lang, Jefferson county.
John T. Malone, Jefferson county.
Shackelford Miller, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was also received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend section 340 of the Code of Practice in criminal cases.

An act to amend section 353 of the Code of Practice in criminal cases.

An act to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the management thereof.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Cox—

1. A bill to provide for the transfer of cases from the docket of the criminal court of the 11th judicial district to the docket of the circuit court.

On motion of Mr. Rowlett—

2. A bill to prevent the sale of any spirituous, vinous, or malt liquors within two miles of Monroe Church, in Hart county.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, and the Committee on Religion and Morals the 2d.

Mr. Clarke asked leave to withdraw the motion heretofore entered by him to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend section 4 of an act, entitled "An act to authorize the mayor and council of the city of Augusta, in Bracken county, to make subscription to the Augusta and Berlin Turnpike Road Company."

Which was granted.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of J. H. Armstrong, late sheriff of Carter county;

An act to incorporate the Deposit Bank of Smith's Grove;

An act to amend and to reduce into one the several acts concerning the town of Georgetown;

An act to amend the charter of the town of Kuttawa, in Lyon county;

An act to amend an act, entitled "An act to incorporate the Mutual Benefit Association of the Western Virginia Conference of the Methodist Episcopal Church, South," approved February 14th, 1876;

An act appointing commissioners to re-district Carter county into magisterial districts;

Resolution requesting our members in Congress to urge the passage of a law to pay certain citizens of Cynthiana for property destroyed by fire during a military engagement in said town during the late civil war;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act permitting the erection of a boom upon Little Sandy river at or near the Vincent Ford, in Carter county;

An act to re-enact and amend the town charter of the town of Dixon, in Webster county;

An act to legalize the election of the officers of Bloomfield, in Nelson county;

An act incorporating the German Evangelical Lutheran Church, of Louisville;

Resolution approving the address of the Mississippi Valley Commission;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Bills of the following titles were reported from the committee directed to prepare and bring in the same, viz:

By Mr. Edwards, from the Committee on General Statutes—

A bill to amend section 29, chapter 94, General Statutes.

By same—

A bill to amend section 18 of article 13, chapter 28, of the General Statutes.

By same—

A bill for the benefit of Timothy Ford, of Garrard county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Berry, from the Committee on General Statutes, to whom was recommitted a bill, entitled

A bill to incorporate the Henry Clay Mutual Savings Association, of Newport, Kentucky,

Reported the same without amendment.

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Edwards, from the Committee on General Statutes, to whom was referred bills from the House of Representatives, of the following titles, viz:

An act to amend section 8, article 13, chapter 38, General Statutes;

An act to amend an act, entitled "An act to regulate official advertisements of sales by sheriffs and master commissioners in the county of Jessamine," approved April 21st, 1873;

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bills were disagreed to.

Mr. Edwards, from the Committee on General Statutes, reported a bill, entitled

A bill relative to the jailers of this Commonwealth.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Montgomery moved an amendment to said bill.

Which was rejected.

Mr. Clarke moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Edwards, from the Committee on General Statutes, to whom was recommitted a bill, entitled

A bill to amend chapter 41, article 16 General Statutes,

Reported the same without amendment.

Mr. Montgomery moved an amendment to said bill.

Which was adopted.

Bills from the House of Representatives, of the following titles, were reported from the committee to whom they had been referred, viz:

By Mr. Clarke, from the Committee on General Statutes—

An act to amend chapter 92, General Statutes, entitled "Revenue and Taxation."

By same—

An act to repeal an act approved April 10th, 1878, entitled "An act to amend chapter 94 of the General Statutes."

By same—

An act to amend section 30, article 1, chapter 94, General Statutes.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Clarke, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to increase the jurisdiction of the quarterly court and justices of the peace of Barren county,

Reported the same with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to its third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

Mr. Smith moved an amendment to said bill.

Which was adopted.

Pending the further consideration of said bill, the hour of 12 o'clock, M., having arrived, further action thereon was cut off by the special order of the day

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for a Branch Penitentiary.

Mr. Reeves moved to refer said bill to the Committee of the Whole.

And the question being taken thereon, it was decided in the negative.

Mr. Berry moved to postpone the further consideration of said bill and make it the special order of the day for Tuesday, the 9th inst., at 12 o'clock, M., and from day to day until disposed of.

And the question being taken thereon, it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Kentucky Central Railroad Company.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the said company shall have power to purchase, lease, subscribe to the capital stock of, and loan its credit to, any railroad now constructed, in whole or in part, or which may hereafter be commenced, and connecting with its road, or any of its branches or leased lines, upon such terms as may be agreed on with the owners or controllers thereof; and such owners or controllers are hereby empowered to make any such contract of sale or lease, and to receive such subscription of capital stock or loan of credit.

§ 2. The said company may also purchase and hold stock in any company owning or operating, by lease or otherwise, any such connecting road; and may lease its own road or roads, and sub-let any road it may have leased under authority of this act: *Provided*, That the company, or any person or company purchasing or leasing any railroad under authority of this act, shall operate the same according to the terms of the charter thereof, and of the contract of purchase or lease, not inconsistent with the provisions of such charter: *And provided further*, That the powers granted in this act shall not be exercised until authorized by a majority in interest of the stockholders of said company, at a regular or called meeting called to consider the same.

§ 3. This act shall be in force from its passage.

Mr. Blackburn moved to amend said bill by adding to the first section thereof the following proviso, viz:

Provided, That the president and directors of any railroad taking advantage of, or doing business under, this act, or any act to which this is an amendment, shall not ask for or cause the county court of any county through which any railroad now built, or hereafter to be built, may pass to vote a tax upon said county, or cause the same to be done by the voters of said county or counties, for railroad purposes.

Mr. Pratt moved to amend said bill by adding to the second section thereof the following proviso, viz:

Provided further, That in accepting the grant of power conferred by this act, the said company agrees to be subject to all general laws which may be passed by the General Assembly regulating freight and passenger rates.

Mr. Carpenter moved to amend said bill by adding thereto the following as an additional section, viz:

That the charges of freight over said road or any of its branches, or any line or lines operated by said road, shall not exceed those that may be fixed by a general law of this Commonwealth regulating freight charges on railroads operated within this State.

Mr. Blackburn also moved to amend said bill by striking out all in the second line after the word "road," and before the word "provided," in the fourth line thereof.

Mr. P. P. Johnston moved to amend said bill by adding thereto the following as an additional section, viz:

The proviso at the conclusion of section 6 of an act, entitled "An act to amend an act, entitled 'An act to incorporate the Kentucky Central Railroad Company,'" approved March 20, 1871, be stricken out.

Mr. Foote moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	George T. Halbert,	W. O. Mize,
Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
Albert S. Berry,	Thomas Johnson,	John W Rowlett,
J. H. Bruce,	C. N. Lewis,	Jas. Shackleford,
A. R. Clarke,	R. I. McQuiddy,	Ishmael H. Smith,
Chas. D. Foote,	Thos. J. Megibben,	J. H. Wilkinson—19.
Clinton Griffith,		

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	H. H. Skiles,
Geo. T. Edwards,	T. J. McElrath,	Richard J. White,
Henry George,	A. B. Montgomery,	A. H. Willingham—11.
C. W Gilmore,	G. W. Reeves,	

The question was then taken on the amendment proposed by Mr. Blackburn to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Clinton Griffith,	G. W. Reeves,
James Blackburn,	P. P. Johnston,	H. H. Skiles,
J. H. Bruce,	T. J McElrath,	Ishmael H. Smith,
Henry George,	R I. McQuiddy,	A. H Willingham—14.
C. W. Gilmore,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	Alex. B. Montgomery,
Alex. E. Adams,	George T. Halbert,	Clifton J. Pratt.
Albert S. Berry,	R. G. Hays,	John Walter Rowlett,
A. R. Clarke,	Thomas Johnson,	James Shackleford,
Attila Cox,	C. N. Lewis,	Richard J. White,
Charles D. Foote,	W. O. Mize,	J. H. Wilkinson—18.

The question was then taken on the amendment proposed by Mr. Pratt to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	P. P. Johnston,	G. W. Reeves,
James Blackburn,	T. J. McElrath,	H. H. Skiles,
J. H. Bruce,	R. I. McQuiddy,	Ishmael H. Smith,
Geo. T. Edwards,	Clifton J. Pratt,	A. H. Willingham—13.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	Thos. J. Megibben,
Alex. E. Adams,	Clinton Griffith,	W. O. Mize,
Albert S. Berry,	George T. Halbert,	A. B. Montgomery,
A. R. Clarke,	R. G. Hays,	John Walter Rowlett,
Attila Cox,	Thomas Johnson,	James Shackleford,
Charles D. Foote,	C. N. Lewis,	Richard J. White—19.
John T. Gathright,		

The question was then taken on the amendment proposed by Mr. Carpenter to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays dan Bruce, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	C. W. Gilmore,	G. W. Reeves,
James Blackburn,	P. P. Johnston,	H. H. Skiles,
J. H. Bruce,	T. J. McElrath,	Ishmael H. Smith,
Geo. T. Edwards,	R. I. McQuiddy,	Richard J. White,
Henry George,	Clifton J. Pratt,	A. H. Willingham—15.

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	Thos. J. Megibben,
Alex. E. Adams,	Clint. Griffith,	W. O. Mize,
Albert S. Berry,	Geo. T. Halbert,	A. B. Montgomery,
A. R. Clarke,	R. G. Hays,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	James Shackleford,
Charles D. Foote,	C. N Lewis,	J. H. Wilkinson—18.

The question was then taken on the second amendment proposed by Mr. Blackburn to said bill, and it was decided in the negative.

The question was then taken on the amendment proposed by Mr. P. P. Johnston to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs P. P. Johnston and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	C. W. Gilmore,	H. H. Skiles,
James Blackburn,	P. P. Johnston,	Richard J. White,
J. H. Bruce,	T. J. McElrath,	A. H. Willingham—10.
Geo. T. Edwards,		

Those who voted in the negative, were—

Cromwell Adair,	Geo. T. Halbert,	Alex. B. Montgomery,
Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
Albert S. Berry,	Thomas Johnson,	G. W. Reeves,
A. R. Clarke,	C. N. Lewis,	John W. Rowlett,
Attila Cox,	R. I. McQuiddy,	Jas. Shackleford,
Charles D. Foote,	Thos. J. Megibben,	Ishmael H. Smith,
John T. Gathright,	W. O. Mize,	J. H. Wilkinson—22.
Clinton Griffith,		

Ordered, That said bill be read a third time.

Said bill was read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Clarke, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	W. O. Mize,
Alex. E. Adams,	Clinton Griffith,	A. B. Montgomery,
Albert S. Berry,	George T. Halbert,	John W. Rowlett,
Joseph Bertram,	R. G. Hays,	James Shackleford,
A. R. Clarke,	Thomas Johnson,	H. H. Skiles,
Attila Cox,	C. N. Lewis,	Richard J. White,
Charles D. Foote,	R. I. McQuiddy,	J. H. Wilkinson—23.
John T. Gathright,	Thos. J. Megibben,	

Those who voted in the negative, were—

James Blackburn,	Henry George,	Ishmael H. Smith,
J. H. Bruce,	Clifton J. Pratt,	A. H. Willingham—8.
Geo. T. Edwards,	G. W. Reeves,	

Resolved, That the title of said bill be as aforesaid.

And then the Senate adjourned.

FRIDAY, MARCH 5, 1880.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act to authorize the formation of corporations to construct turnpike and gravel roads in the county of Henderson.

2. An act to incorporate the Diamond Island Bend Fence Company.

3. An act to authorize the county court of Bourbon county to pay J. E. Paton, circuit clerk of said county, and clerk of the Bourbon court of common pleas, for continuing general index and cross-index to suits off the docket in said courts.

4. An act for the benefit of school district No. 6, in Woodford county.

5. An act for the benefit of common school district No. 2, Lyon county.

6. An act changing the name of Buzzard Roost precinct, in Nicholas county.

7. An act to amend an act relating to opening and repairing roads in Boone county.

8. An act to amend an act, entitled "An act to establish a system of common schools in the town of Corydon, Henderson county," approved March 25th, 1872.

9. An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the city of Mayfield.'"

10. An act to empower the judge of the Grayson county court to appoint a collector of the delinquent tithes in each of the justices' districts of said county, and prescribing the duties of said collectors.

11. An act to prevent stock from running at large in the counties of Bullitt and Spencer.

12. An act to prohibit the county courts of Carter and Elliott from exonerating persons from the payment of taxes after the same have been paid to the sheriff.

13. An act incorporating the Ashland District Camp Meeting Association of the Methodist Episcopal Church.

14. An act to amend the charter of the Berry's Station, Raven Creek, and Dry Ridge Turnpike Road Company.

15. An act for the relief of James T. Demoss, sheriff of Oldham county.

16. An act to establish the county line between Cumberland and Monroe counties.

17. An act for the benefit of Wm. P. Taulbee, of Magoffin county.

18. An act regulating the trial of prosecutions in the police court of Franklin, when the regular judge thereof is objected to by the defendant.

19. An act for the benefit of James S. Wise.

20. An to incorporate the Middle Division of the Cumberland and Ohio Railroad Company.

21. An act to authorize the Pulaski county court to issue bonds to redeem the present court-house bonds of said county.

22. An act for the benefit of W. H. Perkins, late sheriff of Daviess county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 7th, and 14th to the Committee on Internal Improvement; the 3d, 9th, 10th, 13th, and 18th to the Committee on Codes of Practice; the 4th, 5th, and 8th to the Committee on Education; the 6th, 11th, 12th, 15th, 16th, 17th, and 22d to the Committee on Propositions and Grievances; the 19th to the Committee on Military Affairs; the 20th to the Committee on Railroads, and the 21st was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following remonstrance was presented, viz:

By Mr. Skiles—

The remonstrance of sundry citizens of Warren and other counties, against the passage of an act repealing the charter of the Green and Barren River Navigation Company.

Which was received, the reading dispensed with, and referred to the Committee on General Statutes.

Mr. Berry, from the Committee on General Statutes, reported a bill, entitled

A bill concerning street railways.

Said bill was read the first time as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the provisions of the General Statutes regarding the observance of Sunday shall not apply to street railway companies.

§ 2. This act shall take effect from and after its passage.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Foote, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	Clint. Griffith,	W. O. Mize,
Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
Albert S. Berry,	Thomas Johnson,	John W. Rowlett,
Joseph Bertram,	P. P. Johnston,	James Shackleford,
A. R. Clarke,	C. N. Lewis,	H. H. Skiles,
Geo. T. Edwards,	T. J. McElrath,	J. H. Wilkinson,
Charles D. Foote,	Thos. J. Megibben,	A. H. Willingham—22.
C. W. Gilmore,		

Those who voted in the negative, were—

James Blackburn,	Henry George,	G. W. Reeves,
John T. Gathright,	R I. McQuiddy,	Richard J. White—6.

Resolved, That the title of said bill be as aforesaid.

Mr. Foote moved the following resolution, viz :

Resolved, That the Public Printer be, and he is hereby, directed to print five hundred copies, in convenient form, of the address of John Gray, Esq., civil engineer, on the subject of minerals and transportation, for the use of the General Assembly.

The Senate refused to suspend the rules to take up said resolution.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz :

By Mr. Skiles, from the Committee on the Judiciary—

A bill to amend an act, entitled "An act to authorize the city of Bowling Green to fund its interest-bearing debt, and to issue and sell bonds for that purpose."

By Mr. McQuiddy, from the Select Committee on Pharmacy—

A bill to regulate the sale of poisons in this Commonwealth.

By Mr. Mize, from the Committee on Propositions and Grievances—

A bill to amend and reduce into one the several acts in relation to the town of Tompkinsville, Monroe county.

By Mr. Clarke, from the Committee on General Statutes—

A bill to amend section 5, article 13, chapter 92, General Statutes.

By Mr. Bertram, from same committee—

A bill to amend subsection 1, section 1, article 2, chapter 15, of the General Statutes.

By Mr. Adair, from same committee—

A bill to amend chapter 28, of the General Statutes, title "Courts."

By same—

A bill to amend an act, entitled "An act to authorize the county courts to establish work-houses, and to provide for the confinement therein of persons adjudged guilty of misdemeanors," approved March 9th, 1876

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. P. P. Johnston moved the following resolution, viz:

Resolved, That as the resolution pledging Senators to object to a suspension of the rules for the purpose of calling up bills out of their regular order is not observed, the same be, and is hereby, rescinded.

And the question being taken on the adoption of said resolution, it was decided in the negative.

Mr. McQuiddy, from the Select Committee on Pharmacy, reported a bill, entitled

A bill to regulate the sale of medicines.

Which was read the first time and ordered to be read a second time

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, It shall be unlawful for any person, unless a registered pharmacist, or a registered assistant pharmacist in the employ of a registered pharmacist, or unless acting as an aid under the immediate supervision of a registered pharmacist or a registered assistant pharmacist within the meaning of this act, to retail, compound, or dispense medicines or poisons, except as hereinafter provided.

§ 2. Any person, in order to be a registered pharmacist or registered assistant pharmacist within the meaning of this act, shall be either a graduate in pharmacy, a practicing pharmacist, or a practicing assistant in

pharmacy. Graduates in pharmacy are such as have obtained a diploma from a regularly incorporated college of pharmacy. Practicing pharmacists are such persons as, at or prior to the passage of this act, have kept and continue to keep open shops for compounding and dispensing the prescriptions of medical practitioners, and for the retailing of drugs and medicines, and such other persons who, after the passage of this act, shall have declared their intentions, in writing, to open a shop for compounding and dispensing the prescriptions of medical practitioners, and for retailing drugs and medicines, shall have had at least three (3) years practical experience in the business, and shall have passed a satisfactory examination before the State Board of Pharmacy. Practicing assistants in pharmacy are such persons as shall have served five years immediately preceding the passage of this act in a shop or shops where the prescriptions of medical practitioners are compounded, and such other persons as have served three years' apprenticeship in a shop or shops where the prescriptions of medical practitioners are compounded, and shall have passed a satisfactory examination before the State Board of Pharmacy.

§ 3. The State Board of Pharmacy shall consist of seven members. The present Board appointed by the Governor July, 1879, shall constitute the first Board of Pharmacy under this act; and on the first Monday of July, eighteen hundred and eighty-two (1882), and of every third year thereafter, the Governor shall appoint the State Board of Pharmacy from the registered pharmacists of the State, the Louisville College of Pharmacy to recommend to the Governor ten persons, members of said College of Pharmacy, four of whom shall be appointed on the State Board of Pharmacy. All vacancies by death, resignation, or removal from the State, shall be filled by the Board from the registered pharmacists of the State.

§ 4. Four members of said Board shall constitute a quorum. Said Board shall elect from their number a president and secretary, both of whom shall sign all certificates and all other official documents. Said Board shall meet twice a year, on the second Thursdays in January and July, and shall have the power to make by-laws and all necessary regulations for the proper fulfillment of their duties under this act. The secretary shall also be registrar of pharmacists. The duties of said Board shall be to examine all applicants for registration, to direct the registration by the registrar of all persons properly qualified or entitled thereto and to report to each regular session of the General Assembly on the condition of pharmacy, together with the names of all registered pharmacists and assistant pharmacists.

§ 5. The duties of the registrar of pharmacists shall be to keep a book or books, in which shall be entered, under the supervision of the State Board of Pharmacy, the name and place of business of every person who shall apply for registration, to duly note the fact against the name of any registered pharmacist or assistant pharmacist who may have died or removed from the State, or disposed of or relinquished his business or forfeited his registration, and to make all necessary alterations in the location of persons registered under this act.

§ 6. Every person applying for registration under this act shall pay to the State Board of Pharmacy three dollars; and if found qualified, shall be furnished, free of expense, with a certificate of registration.

§ 7. It shall be the duty of every registered person to have his registration renewed in the month of January of each year, the fee for which shall be one dollar, and upon changing his place of business or engagement, to notify the registrar within thirty days. All registered persons

who shall not have renewed their registration before the first of February, shall be notified by the registrar on or before February the 10th, for which notice he shall receive a fee of twenty-five cents; and in case no answer is received before March 1st following, such name shall be erased from the register, unless an excuse satisfactory to the Board be presented: *Be it however provided*, That if, on the first day of January of any year, the revenue so derived shall leave in the hands of the State Board of Pharmacy a sum of money of more than one hundred dollars in excess of the sum that may be necessary for all proper expenses of the said State Board of Pharmacy up to and including its stated meeting during that month, such portion of that surplus as may exceed the sum of one hundred dollars shall be paid, on or before the first day of February next succeeding, into the hands of the Auditor for the benefit of the Public School Fund of the State.

§ 8. All persons registered under this act shall be exempt and free from all jury duty; and all certificates of registration granted by the present or any previous Board of Pharmacy of Kentucky shall be valid under this act.

§ 9. It shall be the duty of each county court clerk to furnish, upon the application of the State Board of Pharmacy, the names of all persons in his county subject to the provisions of this act.

§ 10. Any person not a registered pharmacist, who shall, after the passage of this act, keep open shop for compounding and dispensing the prescriptions of medical practitioners, or shall take, use, or exhibit the title of registered pharmacist, or any person who shall violate any of the provisions of this act, shall, upon the first conviction, be sentenced to pay a fine of fifty dollars; and, upon the second conviction, shall be sentenced to pay a fine of one hundred dollars, and have his name stricken from the register.

§ 11. Each and every penalty provided for in this act may be recovered by suit brought before any justice of peace in the same manner as small debts are collected.

§ 12. All fees received and fines recovered under this act shall be appropriated to defray the expenses of the State Board of Pharmacy.

§ 13. Nothing in this act shall be construed to apply to any store where the prescriptions of medical practitioners are not compounded and dispensed, nor shall it interfere with the making and dealing in proprietary medicines popularly called patent medicines.

§ 14. All acts or parts of acts in conflict with this are hereby repealed.

§ 15. Nothing in this act shall apply to practicing physicians who compound and dispense their own medicines.

§ 16. This act to take effect on and after its passage.

Mr. Megibben moved to amend said bill by providing that the provisions thereof should not apply to towns of less than twenty-five hundred inhabitants.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Reeves and McQuiddy, were as follows, viz.:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	T. J McElrath,
J. H. Bruce,	C. W. Gilmore,	R. I. McQuiddy,
A. R. Clarke,	George T. Halbert,	W. O Mize,
Attila Cox,	R. G. Hays,	Clifton J. Pratt,
Geo. T. Edwards,	Thomas Johnson,	James Shackleford,
Charles D. Foote,	P. P. Johnston,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson—21.

Those who voted in the negative, were—

Thos. J. Megibben,	G. W. Reeves,	A. H Willingham—5.
Alex. B. Montgomery,	Richard J. White,	

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act concerning street railways.

An act to amend an act, entitled "An act to authorize the city of Bowling Green to fund its interest-bearing debt, and to issue and sell bonds for that purpose."

An act for the benefit of Logan county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same.

Mr. Blackburn moved that the Sergeant-at-Arms of the Senate be directed to furnish the Sergeant-at-Arms of the House five hundred copies of the report of the Special Committee on Penitentiary, heretofore directed to be printed.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bertram, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend section 16 of article 13, chapter 28, of the General Statutes, title "Courts,"

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Clarke, from the Committee on General Statutes, reported a bill, entitled

An act to amend an act, entitled "An act to prevent intoxication of county officers in this Commonwealth."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Montgomery moved to recommit said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bertram, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend article 3, chapter 105, of General Statutes, entitled "Surveyors,"

Reported the same without amendment.

And the question being taken on ordering said bill to its third reading, it was decided in the negative.

So said bill was disagreed to.

Mr. Hays moved to reconsider the vote by which the Senate had refused to order said bill to its third reading.

Which motion was simply entered.

Mr. Adair, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend section 1 of article 21 of chapter 28 of the General Statutes,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to its third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Adair, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend chapter 38, article 13, section 6, General Statutes, title "Executions,"

Reported the same without amendment.

Mr. Montgomery moved to amend said bill by striking out of section 8 of said chapter in the General Statutes, the words "be a bona fide housekeeper with," and insert in lieu thereof the word "have"

And the question being taken thereon, it was decided in the affirmative.

Mr. Montgomery also moved to amend said bill by striking out of the title "section 6."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

An act to amend chapter 38, article 13, General Statutes, title "Executions."

Bills from the House of Representatives, of the following titles, were reported from the committee to whom they had been referred, viz:

By Mr. Clarke, from the Committee on General Statutes—

An act to prevent persons from throwing logs or any other obstructions in any of the creeks of Webster county.

By Mr. Adair, from same committee—

An act to amend section 2 of article 13 of chapter 28 of the General Statutes.

By same—

An act to empower the Gallatin county court to take stock in turnpike roads in said county.

By Mr. Bertram, from same committee—

An act to amend section 1, chapter 34, of the General Statutes, entitled "Elisors."

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation.

Mr. Rowlett moved to postpone the further consideration of said bill and make it the special order of the day for Monday, the 8th inst., at 12 o'clock, M., and from day to day until disposed of.

And the question being taken thereon, it was decided in the affirmative.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to establish a system of common schools for the town of Louisa, and so much of school district No. 1 as may be outside the corporate limits of said town;

An act to amend an act, entitled "An act for the benefit of McCracken county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same;"

An act authorizing the police judge of Pellville, Hancock county, to hold his court the first Monday in each month for the trial of civil cases;

An act for the benefit of W. S. Mohon, late sheriff of Muhlenburg county;

An act in relation to the public roads of Marion county;

An act to amend an act, entitled "An act to amend the charter of the city of Paris," approved February 20th, 1878;

An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the Louisville, Memphis, and New Orleans Railway Company,'" approved February 24th, 1870;

An act to amend the charter of the Kentucky Central Railroad Company;

An act to incorporate the Sherman, Mount Zion, and Zion Station Turnpike Road Company, in Grant county;

An act to prevent stock from running at large in Kenton county;

An act to amend the charter of the town of New Market, in Marion county;

An act to prevent trespass in Nicholas and Fleming counties;

An act for the benefit of Wm. M. Campbell, late sheriff of Trigg county;

Resolution of thanks to the Hon. Charles Stewart Parnell;

Resolution of thanks to Col. J. A. Hogeland, of Louisville;

Resolution in regard to the pension of Mrs. Jane McKee, the widow of Col. W. R. McKee, of the army, and mother of Lieut. Hugh McKee, deceased, of the navy;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Thos. A. Ireland, late clerk of the Owen county court;

An act for the benefit of J. E. Ratliff, sheriff of Pike county;

An act requiring certain legal advertisements in Campbell and Kenton counties to be inserted in one paper of general circulation published in Campbell or Kenton counties;

An act in relation to street railways;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Megibben—

1. A bill to appoint three railroad commissioners, and define their duties.

On motion of Mr. Edwards—

2. A bill to amend the charter of the Russellville District Turnpike Company, and the act amendatory thereto.

On motion of same—

3. A bill to authorize the Logan county court to levy and collect an additional tax.

On motion of Mr. Clarke—

4. A bill to amend an act, entitled "An act to incorporate the Brooksville Seminary," approved March 5th, 1868.

On motion of Mr. Foote—

5. A bill to amend section 10, article 17, chapter 29, of the General Statutes.

On motion of Mr. Adams—

6. A bill for the benefit of Henry Field, late sheriff of Perry county.

On motion of same—

7. A bill for the benefit of J. E. Ratliffe, sheriff of Pike county.

Ordered, That the Committee on Railroads prepare and bring in the 1st; the Committee on the Judiciary the 2d, 3d, and 5th; the Committee on Education the 4th, and the Committee on Propositions and Grievances the 6th and 7th.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend chapter 95, General Statutes, title "Salaries,"

Together with the substitute proposed by the Committee on the Judiciary for said bill.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the officers hereinafter named shall receive an annual salary, payable monthly out of the Treasury, as follows: The Governor, four thousand dollars ($4,000); Secretary of State, twelve hundred dollars ($1,200); Assistant Secretary of State, six hundred dollars ($600); Treasurer two thousand dollars ($2,000); Clerk in Treasurer's Office, eight hundred and fifty dollars ($850); Librarian, one thousand dollars ($1,000); Register of the Land Office, fifteen hundred dollars ($1,500); first Clerk in Register's Office, nine hundred dollars ($900); second Clerk in Register's Office, five hundred dollars ($500); Interpreter Jefferson Circuit Court, six hundred dollars ($600); Judges of the Court of Appeals, each, three thousand five hundred ($3,500); Chancellor and Vice Chancellor at Louisville, each, two thousand dollars ($2,000); Chancellor in the counties of Campbell, &c., two thousand dollars ($2,000); Judge of a Circuit Court, two thousand dollars ($2,000); Judge of a Criminal Court, two thousand dollars ($2,000); Judge of a Common Pleas Court, two thousand dollars ($2,000), the Judge of the Common Pleas Court for Warren county, to be paid out of the State Treasury, one thousand dollars ($1,000).

§ 2. All acts in conflict with this act are hereby repealed.

§ 3. This act shall not take effect as to the offices of Governor, Judges of the Court of Appeals, and Circuit Judges until the terms of office of the present incumbents, respectively, expire; as to all other offices, it shall take effect immediately.

Mr. Adair moved to consider the salary of each officer therein named separately.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston moved to strike out of said bill all that relates to the salary of the Governor.

And the question being taken thereon, it was decided in the affirmative.

Mr. Cox moved to strike out of said bill all that relates to the Secretary of State.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston moved to strike out of said bill all that relates to the salary of the Assistant Secretary of State.

And the question being taken thereon, it was decided in the negative.

Mr. Cox moved to strike out $600, where it occurs therein, and insert in lieu thereof $700.

And the question being taken thereon, it was decided in the negative.

Mr. P. P. Johnston moved to strike out $600, where it occurs therein, and insert in lieu thereof $775.

And the question being taken thereon, it was decided in the negative.

Mr. Montgomery moved to strike out of said bill all that relates to the salary of the State Treasurer.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston moved to strike out of said bill all that relates to the office of clerk in the Treasurer's office.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston moved to strike out of said bill all that relates to the office of State Librarian.

And the question being taken thereon, it was decided in the affirmative.

Mr. Hays moved to fix the salary of the State Librarian at $1,200 per annum.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Willingham and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	R. G. Hays,	D. G. Mitchell,
Charles D. Foote,	P. P. Johnston,	A. B. Montgomery,
C. W. Gilmore,	T. J. McElrath,	H. H. Skiles—10.
Clint. Griffith,		

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	Clifton J. Pratt,
Alex. E. Adams,	Henry George,	G. W. Reeves,
Joseph Bertram,	George T. Halbert,	John W. Rowlett,
James Blackburn,	Thomas Johnson,	James Shackleford,
J. H. Bruce,	C. N. Lewis,	Richard J. White,
A. R. Clarke,	Thos. J. Megibben,	J. H. Wilkinson,
Attila Cox,	W. O. Mize,	A. H. Willingham—22.
W. H. Frederick,		

Mr. Adair moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

SATURDAY, MARCH 6, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act conferring special jurisdiction on the judge of the Boone county court in road cases.

An act to amend the charter of the German Security Bank.

An act to amend an act, entitled, "An act to amend an act, entitled 'An act to incorporate the Chattaroi Railway Company,'" approved March 23d, 1868.

An act for the benefit of common school district No. 14, Oldham county.

An act to amend the charter of the town of Lewisburg, in Logan county.

An act to prevent the deadening of timber near any of the public highways in Henderson county.

An act to incorporate the Citizens' Bank of Midway.

An act to incorporate the Bradford and Lenoxburg Turnpike Company, Bracken county.

That they had passed a bill, which originated in the Senate, of the following title, viz:

An act incorporating the bank of James Taylor & Son, of Newport, Kentucky.

That they had passed bills of the following titles, viz:

1. An act to repeal an act, entitled "An act to fix the tax on real and personal estate at forty cents on the one hundred dollars in value thereof," approved March 7th, 1876, and to re-enact section 1, article 1, chapter 92, General Statutes, title "Revenue and Taxation," repealed thereby.

2. An act to amend section 7, article 6, chapter 15, of the General Statutes.

3. An act relating to the turnpike roads in Henry county.

4. An act to amend an act, entitled "An act to incorporate the Kentucky Widows and Orphans' Relief Association."

5. An act to amend an act, entitled "An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to

be used for the purchase of lands or the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky," approved January 24th, 1880.

6. An act to prevent stock from running at large in district No. 4, Harrison county.

7. An act to amend the charter of the St. Mary's, Raywick, and New Hope Turnpike Road Company.

8. An act for the benefit of John W. White, late sheriff of McLean county.

9. An act to repeal an act, approved March 28, 1872, prohibiting the sale of spirits in the town of Burksville, and within two miles of said town.

10. An act to authorize the Carroll county court to issue bonds to pay the indebtedness of said county.

11. An act to regulate the term of office of police judge and town marshal of the town of Carrollton.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Finance; the 2d, 10th, and 11th to the Committee on General Statutes; the 3d and 7th to the Committee on Internal Improvement; the 4th to the Committee on Religion and Morals; the 6th and 9th to the Committee on Propositions and Grievances; the 8th to the Committee on Claims, and the 5th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act incorporating the German Evangelical Lutheran Church, of Louisville.

An act to re-enact and amend the town charter of the town of Dixon, in Webster county.

An act permitting the erection of a boom upon Little Sandy river at or near the Vincent Ford, in Carter county.

An act concerning street railways.

An act to legalize the election of the officers of Bloomfield, in Nelson county.

An act requiring certain legal advertising in Campbell county and Kenton county to be inserted in any paper of general circulation published in Campbell or Kenton county.

An act for the benefit of Thos. A. Ireland, late clerk of the Owen county court.

Resolution approving the address of the Mississippi Valley Commission.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 6, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

J. F. Stewart, Johnson county.
Philip Hinkle, Jefferson county.
Chas. D. Pierce, Jefferson county.
Wm. M. Riggs, Metcalfe county.
Chas. D. Allen, Green county.
Lewis R. McCleery, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The following petitions were presented, viz:

By Mr. Frederick—

1. The petition of sundry citizens of Jefferson county living on the Fountain Ferry Road, asking the passage of an act taxing the property 1,500 feet in depth on each side of the road leading from the limits of the city of Louisville west to said ferry, on the Ohio river, for the purpose of macadamizing and grading said road.

By Mr. Rowlett—

2. The petition of sundry citizens of Bacon Creek, asking the passage of a law incorporating said town.

By same—

3. The petition of sundry citizens living in the vicinity of Monroe Church, in Hart county, praying the passage of an act prohibiting the sale of spirituous or malt liquors within two miles of said Church.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Propositions and Grievances; the 2d to

the Committee on the Judiciary, and the 3d to the Committee on Religion and Morals.

Mr. Adair, from the Committee on General Statutes, to whom was referred leave to bring in a bill, entitled

A bill to amend sections 6 and 9 of article 13, chapter 38, of the General Statutes,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. Berry, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to provide for liens for laboring and supply men," approved March 20th, 1876,

Reported the same with an amendment as a substitute therefor.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on General Statutes—

A bill to provide for recording deeds and other writings destroyed by fire in Ballard county.

By Mr. Bruce, from the Committee on Railroads—

A bill to charter the Cumberland River Railway, Manufacturing, and Mining Company.

By Mr. Wilkinson, from the Committee on Codes of Practice—

A bill to incorporate the Machen Mining and Smelting Company.

By Mr. Reeves, from the Committee on the Judiciary—

A bill to amend the charter of the city of Covington.

By Mr. Hays, from the Committee on Finance—

A bill to incorporate Falls City Lodge, No. 208, Knights of Honor, of Louisville.

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to incorporate the Uniontown and Mayfield Turnpike and Gravel Road Company.

By Mr. Mize, from the Committee on Propositions and Grievances—

A bill for the benefit of the Falmouth and Cynthiana Turnpike Road Company.

By same—

A bill to incorporate the town of Livingston, Rockcastle county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Adair, from the Committee on General Statutes—

An act to amend article 4, chapter 28, of the General Statutes.

By Mr. Hays, from the Committee on Finance—

An act repealing an act, entitled "An act for the benefit of O. Ross Baker, former sheriff of Caldwell county," approved January 29th, 1880.

By Mr. Bruce, from the Committee on Railroads—

An act to legalize the construction of a railroad switch by J. M. Atherton & Co. across certain public highways in Larue county.

By Mr. Mize, from the Committee on Claims—

An act for the benefit of Thomas Gray, sheriff of Owen county.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend an act, entitled "An act to incorporate the Deposit Bank of Paris, Bourbon county," approved March 7th, 1851.

By Mr. Montgomery, from the Committee on the Judiciary—

An act to repeal so much of an act approved March 5th, 1850, as extends jurisdiction of the police judge of Harrodsburg in civil cases over the county of Mercer.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Ohio Valley Turnpike Road Company, in Bracken county.

By Mr. McElrath, from same committee—

An act to create a special road law for the county of Grant.

By Mr. Mize, from the Committee on Propositions and Grievances—

An act for the benefit of Wm. H. Albright, sheriff of Rockcastle county.

By Mr. Halbert, from the Committee on the Judiciary—

An act to incorporate Stella Lodge, No. 243, Independent Order of Odd Fellows, at Elizaville, Kentucky.

By same—

An act to empower the Lewis county court of claims to regulate the levying and collecting the county levy, and to levy and collect an ad valorem tax for the payment of county expenses and claims.

By Mr. Montgomery, from same committee—

An act to authorize the late vice chancellor of the Louisville chancery court to sign certain orders and proceedings in said court.

By Mr. Mize, from the Committee on Claims—

An act for the benefit of Wm. Penix, of Menifee county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Skiles moved that the Senate insist upon the amendment heretofore proposed by it to a bill, which originated in the House of Representatives, entitled

An act to amend the charter of the city of Bowling Green.

And the question being taken thereon, it was decided in the affirmative.

Mr. Hays moved that the Senate appoint a Committee of Conference, and request the appointment of a like committee on the part of the House of Representatives, to take into consideration the disagreement of the two houses in relation to said bill.

And the question being taken thereon, it was decided in the affirmative.

Whereupon, the Speaker appointed Messrs. Skiles and Reeves said committee on the part of the Senate.

The Speaker laid before the Senate a communication from the Auditor, which was taken up and read as follows, viz:

STATE OF KENTUCKY,
OFFICE OF AUDITOR OF PUBLIC ACCOUNTS,
FRANKFORT, March 6, 1880.

HON. JAMES E. CANTRILL, *Lieutenant Governor and Speaker:*

SIR: In answer to the Senate resolution adopted March 2d, whereby the Auditor is requested "to furnish to this Senate such information as he may

have as to the reason why the gas companies in the cities of Bowling Green, Covington, Frankfort, Newport, Maysville, Danville, Henderson, and any other companies which have failed to pay into the State Treasury a tax on the stock of said companies," I respectfully reply that the gas companies of the cities of Bowling Green, Covington, Frankfort, Maysville, and Henderson have paid taxes each year under the laws taxing such companies. In 1879 the payment was made a few days after the 10th of October, the termination of the fiscal year, and hence they appear in the last report of the Auditor as not having paid.

The Danville Gas Company has paid no taxes to the Auditor since 1876. In the years 1877–'8–'9 it appears from the assessor's books that it was assessed, but only for county purposes. I know no reason why taxes have not been paid by this company since 1876. I have made inquiry of the company, but have received no reply.

The Newport Gas Company does not appear to have ever paid taxes to the Auditor, or been listed by the assessor. I am unable to find any satisfactory explanation of why this company has enjoyed such an immunity from taxation. Yours respectfully,

FAYETTE HEWITT, *Auditor.*

Mr. Megibben, from the Committee on Railroads, to whom was referred a bill from the House of Representatives, entitled

An act in relation to the Chicago, St. Louis, and New Orleans Railroad Company, and incorporating said company,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Reeves moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

On motion of Mr. White,

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend article 11, chapter 29, of General Statutes, title "Crimes and Punishments."

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Tuesday, the 9th inst., and from day to day until disposed of.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company.

On motion of Mr. Carpenter,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Friday, the 12th inst., at 12 o'clock, M.

Mr. Berry, from the Committee on General Statutes, to whom was recommitted a bill, entitled

A bill to amend article 16, section 1, chapter 41, entitled "Fees," General Statutes,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter witnesses, if summoned or recognized to attend, shall be allowed for each day's attendance on court or arbitrators, or to give a deposition, or to give evidence on any legal occasion, fifty cents, together with tolls, ferriages, and mileage, as now allowed by law.

§ 2. All laws in conflict with this act are hereby repealed.

§ 3. This act to be in force from its passage

Mr. Clarke moved to strike out the words "fifty cents," where they occur therein, and insert in lieu thereof the words "seventy-five cents."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Frederick and Clarke, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	G. W. Reeves,
James Blackburn,	Thomas Johnson,	H. H. Skiles,
A. R. Clarke,	C. N. Lewis,	Richard J. White,
Attila Cox,	T. J. McElrath,	J. H. Wilkinson—14.
W. H. Frederick,	A. B. Montgomery,	

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	W. O. Mize,
Albert S. Berry,	C. W. Gilmore,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	R. I. McQuiddy,	Ishmael H. Smith,
Charles D. Foote,	Thos. J. Megibben,	A. H. Willingham—15.

Mr. Montgomery moved the following amendment as a substitute for said bill, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 1, article 16, chapter 41, General Statutes, be amended by striking out of the fourth line thereof the figure "$1," and insert in lieu the words "fifty cents, and also four cents a mile for the distance traveled in going and returning, if the distance traveled exceeds ten miles." That said article be further amended by adding the following, to-wit: "That it shall be unlawful for any person, while attending a court

as a juryman or as a party to an action pending in said court, to claim any fees for attendance as a witness; and that it shall be unlawful for any sheriff, marshal, constable, jailer, policeman, or other officer, whose duty, or any part thereof, requires that said officer or officers should be in attendance on said court, to claim any fees as attendance as a witness in any case. Any person violating the provisions of this amendment shall, upon conviction thereof, be fined in any sum not exceeding one hundred dollars.

Mr. Reeves moved to lay said bill and proposed amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	H. H. Skiles,
Joseph Bertram,	Alex. B. Montgomery,	Richard J. White,
James Blackburn,	G. W. Reeves,	J. H. Wilkinson—10.
Attila Cox,		

Those who voted in the negative, were—

Cromwell Adair,	Clinton Griffith,	Thos. J. Megibben,
Albert S. Berry,	George T. Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	Clifton J. Pratt,
A. R. Clarke,	C. N. Lewis,	John Walter Rowlett,
Charles D. Foote,	T. J McElrath,	Ishmael H. Smith,
John T. Gathright,	R. I. McQuiddy,	A. H. Willingham—19.
C. W. Gilmore,		

Mr. Cox moved to amend said proposed substitute by striking out the words "ten miles," where they occur therein, and inserting in lieu thereof the words "fifteen miles."

And the question being taken thereon, it was decided in the negative.

Mr. Blackburn moved to amend said proposed substitute by adding thereto the following:

Provided, This act shall apply alone to witnesses in criminal and penal cases.

And the question being taken thereon, it was decided in the affirmative.

Mr. Adair moved to amend said proposed substitute by striking out all that relates to mileage, and inserting in lieu thereof the words "and tolls and ferriage."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Reeves and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	R. I. McQuiddy,	H. H. Skiles,
Albert S. Berry,	Thos. J. Megibben,	Richard J. White,
M. T. Carpenter,	W. O. Mize,	J. H. Wilkinson,
George T. Halbert,	Clifton J. Pratt,	A. H. Willingham—14.
Thomas Johnson,	John W. Rowlett,	

Those who voted in the negative, were—

Alex. E. Adams,	Chas. D. Foote,	C. N. Lewis,
Joseph Bertram,	W. H. Frederick,	T. J. McElrath,
James Blackburn,	John T. Gathright,	A. B. Montgomery,
J. H. Bruce,	C. W. Gilmore,	G. W. Reeves,
A. R. Clarke,	Clinton Griffith,	Ishmael H. Smith—17.
Attila Cox,	R. G. Hays,	

Mr. Rowlett moved to amend said proposed substitute by striking out the word "four," where it occurs therein, and inserting in lieu thereof the word "three."

And the question being taken thereon, it was decided in the affirmative.

Mr. Clarke moved to amend said proposed substitute as follows, viz:

Any person attending upon any court or officer for the purpose of testifying shall receive for his services fifty cents per day and tolls and ferriage necessarily expended, and when he resides more than fifteen miles from the place where he is required to attend, mileage at the rate of four cents per mile.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the substitute proposed by Mr. Montgomery to said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	A. B. Montgomery,
James Blackburn,	Thomas Johnson,	G. W. Reeves,
J. H. Bruce,	C. N. Lewis,	John Walter Rowlett,
M. T. Carpenter,	R. I. McQuiddy,	Richard J. White,
Attila Cox,	Thos. J. Megibben,	J. H. Wilkinson—17.
John T. Gathright,	W. O. Mize,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Clifton J. Pratt,
Albert S. Berry,	C. W. Gilmore,	H. H. Skiles,
Joseph Bertram,	Clinton Griffith,	Ishmael H. Smith,

A. R. Clarke, R. G. Hays, A. H. Willingham—14.
Charles D. Foote, T. J. McElrath,

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

On motion of Mr. Rowlett,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Monday, the 8th inst., at 1 o'clock, P. M., and from day to day until disposed of.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, of the following title, viz:

An act to incorporate the Machen Mining and Smelting Company.

Mr. Montgomery, from the Committee on the Judiciary, reported a bill, entitled

A bill authorizing and directing the sale of the house and grounds situated in Frankfort, and known and used as a Governor's mansion.

Mr. Mize moved an amendment to said bill.

On motion of Mr. Hays,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Wednesday, the 10th inst., at 11 o'clock, A. M.

Mr. Foote, from the Committee on Claims, reported a bill, entitled

A bill for the benefit of G. B. Pearce, of Henry county.

Said bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Tseasurer in favor of G. B. Pearce, of Henry county, for the sum of $100, to be paid out of any money in the Treasury not otherwise appropriated.

§ 2. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill b ing dispensed with,

Mr. Montgomery moved to strike out the words "one hundred," where they occur therein, and insert in lieu thereof the words "one hundred and fifty."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Montgomery and Rowlett, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	A. B. Montgomery,
Alex. E. Adams,	John T. Gathright,	Clifton J. Pratt,
Joseph Bertram,	C. W. Gilmore,	G. W. Reeves,
James Blackburn,	Clint. Griffith,	John W. Rowlett,
J. H. Bruce,	C. N Lewis,	Ishmael H. Smith,
M. T. Carpenter,	T. J. McElrath,	Richard J. White,
A. R. Clarke,	R. I. McQuiddy,	J. H. Wilkinson—23.
Attila Cox,	W. O. Mize,	

In the negative—T. J. Megibben—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend section 30, article 1, chapter 94, General Statutes, title "Public Roads;"

An act to amend section 4 of an act, entitled "An act to authorize the mayor and council of the city of Augusta, in Bracken county, to make subscription to the Augusta and Berlin Turnpike Road Company;"

An act to amend chapter 92, General Statutes, entitled "Revenue and Taxation;"

An act to repeal an act approved April 10th, 1878, entitled "An act to amend chapter 94 of the General Statutes;"

An act for the benefit of Johnson A. Young, of Montgomery county;

And an enrolled bill, which originated in the Senate, of the following title, viz:

An act to amend an act, entitled "An act to authorize the city of Bowling Green to fund its interest-bearing debt, and to issue and sell bonds for that purpose;"

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto,

and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to regulate the manner of holding and transmitting church property of the Roman Catholic Church in the Diocese of Covington," approved March 9th, 1854, and an act to amend the same, approved March 6th, 1878,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Blackburn moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

On motion of Mr. Hays,

Ordered, That the Committee on Sinking Fund, to whom had been referred a bill from the House of Representatives, entitled

An act authorizing the commissioners of the sinking fund of the city of Louisville to sell, dispose of, and transfer the stock of the Louisville and Nashville Railroad Company held by said commissioners for said city,

Be directed to report the same to the Senate on Tuesday next.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Frederick—

1. A bill to charter a turnpike from the city of Louisville, connect with Market street, to the Ohio river, on Fountain Ferry Road.

On motion of Mr. Foote—

2. A bill to incorporate the Anderson Hill Inclined Plane and Railway Company, in South Covington.

On motion of Mr. McElrath—

3. A bill, entitled "An act to amend article 19, chapter 29, of the General Statutes."

On motion of Mr. Foote—

4. A bill to amend the charter of the city of Covington.

On motion of Mr. Rowlett—

5. A bill to amend an act authorizing the judge of the Hart county court to appoint a clerk for the Hart quarterly court, approved February 10th, 1880.

Ordered, That the Committee on Internal Improvement be directed to prepare and bring in the 1st; the Committee on the Judiciary the 2d, 3d, and 4th, and the Committee on Immigration and Labor the 5th.

And then the Senate adjourned.

MONDAY, MARCH 8, 1880.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to provide for recording deeds and other writings destroyed by fire in Ballard county.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act for the benefit of W. K. Quinn, committee for Elizabeth Quinn, a pauper idiot.

2. An act for the benefit of Asberry Hainey, committee for Massalena Hainey, a pauper idiot of Morgan county

3. An act to extend the provisions of an act, entitled "An act for the benefit of Rebecca McCarty, of Whitley county," approved March 30th, 1878.

4. An act for the benefit of S. B. Reese, of Knox county.

5. An act authorizing precinct No. 2, in Garrard county, to subscribe to the capital stock of the Lancaster and Buckeye Turnpike Road Company, and to provide for the payment of such subscription.

6. An act to regulate the manner in which claims against Carter county are to be presented and allowed.

7. An act to repeal section 12, article 8, chapter 92, General Statutes, and to amend said chapter.

8. Resolution directing Auditor of Public Accounts to draw his warrant in favor of Major, Johnston & Barrett for Statutes and Codes furnished this General Assembly.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st, 2d, 4th, and 8th, the resolution, to the Committee on Claims; the 5th to the Committee on Internal Improvement; the 3d and 6th to the Committee on Propositions and Grievances, and the 7th to the Committee on General Statutes.

A message was also received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to establish a system of common schools for the town of Louisa, and so much of school district No. 1 as may be outside the corporate limits of said town.

An act to incorporate the Deposit Bank of Smith's Grove.

An act to amend an act, entitled "An act to incorporate the Mutual Benefit Association of the Western Virginia Conference of the Methodist Episcopal Church, South," approved February 14th, 1876.

An act to amend and to reduce into one the several acts concerning the town of Georgetown.

An act to amend the charter of the town of Kuttawa, in Lyon county.

An act appointing commissioners to re-district Carter county into magisterial districts.

An act to amend an act, entitled "An act for the benefit of McCracken county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same."

An act to prevent trespass in Nicholas and Fleming counties.

An act for the benefit of Wm. M. Campbell, late sheriff of Trigg county.

An act in relation to the public roads of Mason county.

An act to amend an act, entitled "An act to amend the charter of the city of Paris," approved February 20th, 1878.

An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the Louisville, Memphis, and New Orleans Railway Company,'" approved February 24th, 1870.

An act authorizing the police judge of Pellville, Hancock county, to hold his court the first Monday in each month for the trial of civil cases.

An act for the benefit of W. A. Mohon, late sheriff of Muhlenburg county.

An act to amend the charter of the town of New Market, in Marion county.

An act to incorporate the Sherman, Mount Zion, and Zion Station Turnpike Road Company, in Grant county.

An act to amend the charter of the Kentucky Central Railroad Company.

An act to prevent stock from running at large in Kenton county.

Resolution in regard to the pension of Mrs. Jane W, McKee, the widow of Col. W. R. McKee, of the army, and mother of Lieut. Hugh McKee, deceased, of the navy.

Resolution of thanks to Col. J. A. Hogeland, of Louisville.

Resolution of thanks to the Hon. Charles Stewart Parnell.

Resolution requesting our members in Congress to urge the passage of a law to pay certain citizens of Cynthiana for property destroyed by fire during a military engagement in said town during the late civil war.

The following petition was presented, viz:

By Mr. Mize—

The petition of sundry citizens of Powell county, asking that certain obstructions be removed from Red river.

Which was received, the reading dispensed with, and referred to the Committee on Internal Improvement.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled

An act incorporating the bank of James Taylor & Son, of Newport, Kentucky.

Which was granted, and the bill delivered to the messenger.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend section 25, article 1, of chapter 94, of the General Statutes, title "Roads and Passways,"

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 25 of article 1, chapter 94, of the General Statutes,

entitled "Roads and Passways," be amended by adding the following words at the end thereof: But any person who, at the time he is called upon by the surveyor to work upon a road, is engaged in working as a day laborer upon any railroad or telegraph line, shall be allowed to pay to the surveyor one dollar for each day he is required to work the road; and he shall thereby be excused from such work, which sum the surveyor may expend for the use and benefit of his road.

§ 2. The surveyor shall annually report to the court of claims of his county the amounts he collects under this act, and the disposition he has made of the same.

§ 3. This act shall take effect from its passage.

Mr Blackburn moved to amend said bill by striking out the word "but" from the 6th line of the first section of said bill; by striking out of the 6th and 7th lines of said section the words "who, at the time he is," and by striking out of the 9th 10th, and 11th lines of said section the words "is engaged in working as a day laborer upon any railroad or telegraph line," and by adding after the word "work," in the 17th line of said section, the following words, viz:

Provided, The person so summoned pay the same to the surveyor at the time or on the day he is summoned to do the work.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had disagreed to a bill, which originated in the Senate, entitled

An act incorporating the bank of Jas. Taylor & Son, of Newport, Kentucky.

The Speaker laid before the Senate a communication from the Auditor, which was taken up and read as follows, viz:

STATE OF KENTUCKY,
OFFICE OF AUDITOR OF PUBLIC ACCOUNTS,
FRANKFORT, March 8, 1880.

Hon. JAS. E. CANTRILL, *Lieutenant Governor and Speaker of the Senate:*

SIR: Since sending in my reply to Senate resolution in regard to certain gas companies, the following letter has been received:

"DANVILLE, KY., March 5, 1880.

"*Hon.* FAYETTE HEWITT, *Auditor:*

"DEAR SIR: Your favor of the 4th inst. is received and contents noted. In reply I have to say, that as soon as our gas works were completed we made a lease to a Mr. John A. Geary, of Lex ngton, for a certain per cent.

dividend to stockholders, he agreeing to bear all expenses of conducting the works, and paying all taxes upon the same. The last time I spoke to him on the subject, he informed me that he had paid the tax regularly as required by law. Once I know he paid the State tax to the sheriff, and we had considerable correspondence with the Auditor and sheriff about the matter, and I understood from the sheriff that it had been settled to the satisfaction of the Auditor. I then directed him (Geary) to pay no more State tax to the sheriff, and I supposed he had paid regularly since to the Auditor. I will write him at once on the subject, and will be obliged if you will do the same.

"Respectfully,

"J. W. PROCTOR, *Prest.*"

I have addressed Mr. Geary, calling upon him for the taxes due.

Yours respectfully,

FAYETTE HEWITT, *Auditor.*

Mr. Carpenter, from the Committee on General Statutes, to whom was recommitted a bill, entitled

A bill to amend section 10, article 17, of chapter 29, of the General Statutes,

Reported the same without amendment.

On motion of Mr. Gathright,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, at 11½ o'clock, A. M.

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill to amend section 15, article 2, chapter 92, General Statutes.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Sundry amendments were proposed to said bill.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on General Statutes—

A bill to amend section 24 of an act, entitled "An act to revise and amend the charter of the city of Newport," &c.

By same—

A bill repealing so much of the revised and amended charter of the city of Newport as creates the office of weigher and measurer.

By same—

A bill to repeal section 29 of the revised and amended charter of the city of Newport in relation to weigher and measurer, &c.

By Mr. White, from the Committee on Immigration and Labor—

A bill to provide for the appointment of sealers of weights and measures in Fayette county, and prevent the use of untrue scales, balances, and measures.

By same—

A bill for the benefit of George Sanbook, of Rockcastle county.

By same—

A bill to amend an act, entitled "An act to amend an act to amend an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road," &c.

By Mr. Frederick, from same committee—

A bill to empower the Madison county levy court to increase the ad valorem tax of said county.

By same—

A bill to amend an act authorizing the judge of the Hart county court to appoint a clerk for the Hart quarterly court, approved February 10th, 1880.

By Mr. Willingham, from same committee—

A bill to incorporate the Dixon Lodge, No. 467, of Free and Accepted Masons, in Webster county.

By same—

A bill to incorporate the Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on General Statutes—

An act authorizing the county of Franklin to fund its indebtedness by issuing new bonds, and creating a sinking fund to pay the same.

By same—

An act to authorize the guardian for Pearl Rice to invest her money in U. S. bonds.

By same—

An act to amend section 9, article 35, chapter 29, General Statutes.

By same—

An act to amend chapter 94, article 1, section 30, General Statutes, so far as the same applies to the county of Butler.

By same—

An act to amend section 15, article 2, of chapter 92, of the General Statutes.

By Mr. Hill, from the Committee on Education—

An act to incorporate the Germantown Normal Academy, and to grant certain powers to the common school district in which said academy is located, in Bracken county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was recommitted a bill, entitled

A bill to amend an act, entitled "An act to prevent intoxication of county officers in this Commonwealth,"

Reported the same without amendment.

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time.

Mr. White, from the Committee on Immigration and Labor, reported a bill, entitled

A bill fixing the compensation of the members of the General Assembly.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Carpenter,

Ordered, That said bill be printed, and made the special order of the day for Wednesday, March the 17th inst.

Mr. Frederick, from the Committee on Immigration and Labor, reported a bill, entitled

A bill to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General Statutes," approved January 24th, 1880.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Foote moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. White, from the Committee on Immigration and Labor, reported a bill, entitled

A bill defining the duty of sealers of weights and measures of this Commonwealth.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Adair,

Ordered, That said bill be recommitted to the Committee on Immigration and Labor.

Leave was granted to bring in the following bill, viz:

On motion of Mr. Adams—

A bill for the benefit of Charles Hammons, of Clay county.

Ordered, That the Committee on Claims prepare and bring in the same.

The Senate, according to order, took up for consideration a bill, entitled

A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation.

Pending the consideration of which, Mr. Foote moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

TUESDAY, MARCH 9, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Johnson A. Young, of Montgomery county.

An act to amend section 30, article 1, chapter 94, General Statutes, title "Public Roads."

An act to repeal an act approved April 10th, 1878, entitled "An act to amend chapter 94 of the General Statutes."

An act to amend chapter 92, General Statutes, entitled "Revenue and Taxation."

An act to amend section 4 of an act, entitled "An act to authorize the mayor and council of the city of Augusta, in Bracken county, to make subscription to the Augusta and Berlin Turnpike Road Company."

That they had passed bills of the following titles, viz:

1. An act amending an act, entitled "An act to provide for the erection of a monument at the tomb of Gen. Zachary Taylor."

3. An act for the benefit of Daniel Hagar, of Johnson county, directing the Register of the Land Office to issue patent to him on a certain survey.

3. An act to amend an act, entitled "An act to regulate the sale of spirituous vinous, and malt liquors in the county of Greenup," approved April 10th, 1878, and to repeal so much of said act as comes in conflict with this act.

4. An act to repeal an act, entitled "An act to amend the charter of the Stanford and Lancaster Turnpike Road Company."

5. An act for the benefit of W. H. Able, late sheriff of Jefferson county.

6. An act for the benefit of J. M. Duvall, present sheriff of Edmonson county.

7. An act to amend an act, entitled "An act for the benefit of B. F. Read and A. F. Thompson, sureties of J. H. Read, late sheriff of Metcalfe county.

8. An act to prevent the destruction of cane in the Ohio and Mississippi river bottoms, in Ballard county.

9. An act to define and fix the county line between the counties of Carter and Elliott on the lands of W. T. Mahley.

10. An act authorizing the Register of the Land Office to issue a patent to J. J. Hitchcock for two hundred acres of land in Tow Head Island, Hickman county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Military Affairs; the 4th to the Committee on Internal Improvement, and the 2d, 3d, 5th, 6th, 7th, 8th, 9th, and 10th to the Committee on Propositions and Grievances.

Mr. Griffith presented the following letter from Gen. D. C. Buell in regard to the repeal of the charter of the Green and Barren River Navigation Company:

AIRDRIE, March 5th, 1880.

HON. CLINTON GRIFFITH, *Frankfort, Ky.:*

DEAR SIR: An exact parallel to the charter of the Green and Barren River Navigation Company cannot, I venture to say, be found in the records of legislation in the United States. I have felt constrained to believe that certain judicial decisions to which the Company refer ostentatiously in defense of their tenure under that act, are inconclusive for that object, and I beg you to allow me to state some of the grounds for that belief. It is to be said, at the same time, that the decisions were rendered at an early period in the Company's operations, upon a particular presentation of the matter, differing somewhat from the view which ten additional years of practical demonstration have perhaps made more apparent.

I need not cite authorities to show that the principle of equality, which underlies the whole fabric of government in this country, has a practical meaning, and an actual application in the relations of the citizen to his neighbor and to the body-politic. The Constitution of Kentucky makes a positive assertion of it:

"All persons, when they form a social compact are equal, and no man or set of men are entitled to exclusive separate emoluments or privileges from the community, but in consideration of public services."

A man may, indeed, receive from the State emoluments and privileges not enjoyed by other members of the community. He does this, however, not as the result of a loose *bartering* by the State of privileges for indefinite services, but by virtue of certain offices to which all citizens may aspire, to which certain emoluments and considerations attach, or the duties of which demand an exemption from some other obligations of the citizen; and there must be an evident fitness in the emoluments or privileges as well as in the services. Civil officers may by law be exempted from military service, and soldiers from certain civil duties, because the general welfare requires that the two necessary functions shall not be crippled by withdrawing the executors appointed over them. Physicians, Ministers of the Gospel, and perhaps other persons, may also be exempted from certain duties of citizens generally, because of the special duties which they have assumed toward society, and in which society recognizes a certain value. A man is, of course, to be paid for what he is hired to do in a business way, and eminent past services to the public may receive any usual recognition by the State, that public sentiment approves as an act of justice or an expression of gratitude, and that is not incompatible with the rights of individuals and the welfare of the community. But the indefinite compensation out of the public treasury, or out of the interests of the community, of a person for indefinite and speculative services, is a thing not known to the Constitution; and the establishment of unequal relations between citizens, whereby one, in the lawful use of his property and labor, and in the pursuit of the same legitimate business, is made to pay into the pocket of another specially privileged, a tax which gives to the latter an absolute monopoly of the particular business, on whatever pretense, is a monstrous perversion of its intent. This is precisely what the charter of the Green and Barren Navigation Company does. It is immaterial in principle, that the actual value of the pretended public service has been wholly misrepresented, and the value of the privilege kept out of view; or that a careful scrutiny, when the time comes, will show them to be in the ratio of not more than $60,000 to $600,000.

This general assertion of equal rights in the Constitution of Kentucky finds a special recognition everywhere in this country, in the use of navigable rivers, which are universally acknowledged to belong inalienably to the community, and to be equally free to all citizens.

It is a notorious fact not to be disputed that, since the date of its charter, the Navigation Company, for the nominal consideration of saving to the State a fictitious expense, has had the absolute and exclusive use of the navigation of Green and Barren rivers, and that it has availed itself of its privilege to collect extortionate freight charges from the people; that its control of the navigation has enabled it to suppress all competition in the only market available for Green river coal; that its possession of the rivers prevents an improvement which would open the Ohio and Mississippi market to this and other great interests, but which, were it made under the Company's charter, would only increase the evil influence of the monopoly; and that its possession of the navigation, combined with the privilege of mining, manufacturing, trading, &c., hinders the development and impairs the value of landed property, for agricultural and mineral purposes, by empowering the Company, at its option, to control the whole mining interest, which ought to add annually

many millions of dollars to the wealth of the State. These results are easily comprehended, when it is considered that, taking their own data as given two years ago, the entire use of the navigation costs the Company $2,500 a year, while a person who would enter into full competition with them, in the Packet trade alone, must pay them $44,500 a year for the privilege; and one who would enter into a similar competition for 700,000 bushels of the coal trade, must pay them $7,800, before he can reach the same market. A similar result will follow their invasion of other branches of business on the rivers—the tobacco trade, for example—with this further disadvantage to the competitor, that to the monopoly of the carrying business is to be added the power of unlimited extortion in freights. And it must be evident that were the tolls no more than one twentieth of what they are, that sum, taken from the competitor and given to the Company, would be sufficient to produce the same result. In the ordinary course of business management, the scales will turn in favor of the competitor who has even the slightest advantage.

It is thus that the charter violates a great principle and the Constitution of Kentucky; and by the same means it violates as well the Constitution of the United States. It provides the machinery by which the corporation actually regulates commerce between Kentucky and other States by way of Green river. We must not allow the seeming incredibility of such a proposition to blind us to its positive truth.

The Constitution gives to the United States "the power to regulate commerce," and thereby precludes any other authority from regulating or hindering it. The States may facilitate it by the improvement of rivers and harbors which the General Government fails to improve; but they are not thereby clothed with a power which the Constitution has lodged in the General Government, or authorized on any plea to establish regulations which hinder the use of navigable rivers by all citizens on equal terms. The charter of the Navigation Company does this effectually in regard to Green river. It empowers the Company to exclude all boats beside its own, and thus, at the same time, to decide what points shall have commercial relations with Kentucky through Green river. These, it is to be observed, are not speculative views, but actual results.

The charter in this way not only violates the general provision of the Constitution concerning the regulation of commerce, but it violates one of its special provisions for the same object. It would seem that the general assignment to Congress of the power to regulate commerce should have been sufficient, but the Constitution goes further by specially prohibiting the States from doing certain things which belong to the same general subject. They are forbid to "lay imposts," or "any duty on tonnage," because these are matters affecting commerce, the regulation of which belongs exclusively to the General Government. The Constitution and the Courts have made some exceptions to an invariable application of these prohibitions. They could not say that imposts are not "imposts," or that taxes laid upon vessels according to their tonnage capacity are not "duties on tonnage." But the Constitution itself sanctions an exception to the first rule, when the impost is confined strictly to the object of "executing inspection laws," and the Courts have decided with reference to the second, in substance, that when the tonnage duty is confined properly to the object of keeping up improvements designed to facilitate, and does not hinder commerce, it is not unconstitutional. But when the imposts or tonnage duties pass these limits, they must be regarded as coming within the constitutional prohibition. It does not alter the case that the toll or tonnage duty is assessed for the ostensible object

of keeping up the improvements. The regulation must be judged by its practical effect.

The principles involved in these crude expressions dispose of the whole pretended claim of "vested rights," and of a "contract." If the charter may be called a "contract," the "obligation" necessary to give it validity is wanting; and where is the authority to be found for the claim that the right of the community to its navigable rivers, or any other *public right*, may be taken away and "vested" in an individual or corporation? A party may have an equitable claim upon the community for having improved a navigable river, but it can have no "vested right" in the river; and when the question of remuneration comes to be tried in this case, it will most assuredly be found that the equity of it is on the side of the public, that have been injured, and against the corporation that invested nothing, and has profited by the injury.

It is proper to add that all of these constitutional questions have been alluded to in newspapers and pamphlets, with exactly contrary conclusions, by Judge W. H. Payne, a member of the Company from its origin, who is understood to have been the author of the charter, and was a member of the Senate when it was passed.

I will not, at this time, dwell upon other peculiar features affecting the character of the charter: the false assumption in its preamble; the exorbitant tolls, evidently designed to prevent competition; the special exemption of the Company from the responsibility of common carriers under the common law; and the unmeaning and delusive bond, whereby, "In consideration of the undisturbed possession," &c., for thirty years, certain signers, claiming to own property worth various sums, ranging from two thousand five hundred dollars to sixty thousand dollars, amounting in the aggregate to about one hundred and seventy thousand dollars, "accept" the line of navigation, &c., "and as a Company," which had neither money nor property, "are bound in the penal sum of five hundred thousand dollars," to perform supposed duties, and to return to the State certain things of which no inventory was ever exchanged or examination made, "in as good order" as at the date of the act, and of which it is now claimed that one entire dam was at the time about to be carried away.

I did not start out to encumber this letter with the citation of corroborative judicial decisions; but my attention has been drawn to a decision of the Supreme Court of the United States, reported from Washington City on the 2d instant, in the case No. 170—Eben Newton *et al*, plaintiffs in error, vs. Board of Commissioners of Mahoning county, in error to the Supreme Court of Ohio, of which an abstract appears in the Courier-Journal of the 3d instant, and which seems to have an important bearing on the question of a contract as claimed by the Navigation Company. "This was an action to enjoin the removal of the county seat of Mahoning county from Canfield to Youngstown, Ohio, on the ground that the State had entered into a contract with citizens of the former town to establish and keep the county seat there if the citizens would donate lands and subscribe money for the erection of public buildings. The Supreme Court of the United States holds that it was not competent for the State to enter into

such a contract as that alleged in this case, where the statute embodying the alleged contract was a public law relating to a public subject, and involving a public right, and [where the] public welfare of the entire community is affected by it, and that a subsequent Legislature could remove the county seat if considerations of public welfare demanded such action."

This decision seems to cover completely one of the vital questions involved in the charter of the Green and Barren River Navigation Company, and there can be no doubt as to the action which "considerations of the public welfare demand" in regard to that charter. Not behind this demand of the public interest—never separable from it—stands the fundamental principle of republican institutions—the equal rights of the citizen. Neither of the two can be satisfied in this case, without the total abrogation of the act which day by day tramples upon both. Very respectfully,

Your obedient servant,

D. C. BUELL.

On motion of Mr. Griffith,

Ordered, That two hundred copies thereof be printed for the use of the General Assembly.

Mr. Adair asked leave to withdraw from the House of Representatives the announcement of the disagreement of the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend section 1 of article 21 of chapter 28 of the General Statutes.

Which was granted, and, after a short time, the bill was handed in at the Clerk's desk.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 9, 1880.

Gentlemen of the Senate:

I hereby nominate and appoint as trustees of the Agricultural and Mechanical College at Lexington, the following gentlemen, viz: Wm. B. Kinkead, R. S. Bullock, James F. Robinson, jr., John G. Simrall, L. J. Bradford, P. H. Leslie, A. R. Boone, B. J. Peters, Don Carlos Buell, P. P. Johnston, B. F. Buckner, and W. H. Wadsworth; and for appointment as commissioners of the Feeble-minded Institute the following gentlemen, viz: Dr. Ben. F. Duvall, Stephen Black, and Jos. L. Rodman; and as commissioners of the Eastern Lunatic Asylum, R. A. Thornton, vice B. G. Thomas, resigned. Respectfully,

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Foote moved to reconsider the vote by which the Senate had passed a bill, entitled

An act to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General Statutes," approved January 24th, 1880.

And the question being taken thereon, it was decided in the affirmative.

The vote ordering said bill to its third reading was then reconsidered.

Mr. Foote moved an amendment to said bill by way of a substitute.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

An act to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General Statutes," approved January 24th, 1880, and an act amendatory thereof, approved February 19th, 1880.

Mr. Gathright, from the Committee on Internal Improvement, reported a bill, entitled

A bill to amend section 4, chapter 110, title "Turnpike, Gravel and Plank Roads," General Statutes.

Said bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 4, of chapter 110, title "Turnpike, Gravel and Plank Roads," of General Statutes be amended by inserting after the word "State" in the first line, and before the word "has" in same line, the words "or county," and by striking out the word "may" after the word "interest" in second line, and inserting in lieu thereof the word "shall."

§ 2. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Cox moved to amend said bill as follows, viz:

Amend by adding at the end of the first section the words "on Sunday."

And the question being taken thereon, it was decided in the negative.

Mr. Bruce moved to amend said bill by adding at the end of the first section the following:

The words "no toll" are hereby stricken out of said section, and the words "half toll" inserted in lieu thereof.

And the question being taken thereon, it was decided in the negative.

Mr. Clarke moved to amend said bill by adding at the end of the first section thereof the following proviso, viz:

Provided, That if any other persons than scholars going to or returning from school, and the driver, shall occupy a vehicle, full toll shall be charged and collected for such vehicle.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to authorize the city of Bowling Green to fund its interest-bearing debt, and to issue and sell bonds for that purpose."

An act to incorporate the Machen Mining and Smelting Company.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 9, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

W. K. Benton, Kenton county.
James N. Davis, Lincoln county.
John M. Polk, Hardin county.
August Stein, Jefferson county.
Chas. F. Exum, Franklin county.
Chas. D. Pearce, Jefferson county.
S. P. Hagar, Johnson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills from the House of Representatives, of the following titles, were reported from the committee to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act for the benefit of the Four Mile and Twelve Mile Turnpike Road Company, in Campbell county.

By same—

An act to amend an act, entitled "An act to amend an act incorporating Munday's Landing and Harrodsburg Turnpike Road Company, in Mercer county."

By same—

An act to incorporate the Yarnallton Turnpike Road Company, in Fayette county.

By same—

An act to amend an act, entitled "An act to empower the counties of this Commonwealth to take stock in turnpike companies," approved March 9, 1868.

By same—

An act to amend the charter of the Paducah and Clark's River Gravel Road Company.

By same—

An act to amend an act to incorporate the Independence and Big Bone Turnpike Company, approved March 4th, 1865.

By same—

An act to amend the charter of the Cynthiana and Millersburg Turnpike Road Company.

By same—

An act to incorporate the Cabin Creek and Springdale Turnpike Road Company, in Mason county.

By same—

An act for the benefit of the Maxville and Perryville Turnpike Road Company.

By same—

An act to incorporate the town of Poplar Plains, in Fleming county, and to amend and reduce into one the several acts in relation thereto.

By same—

An act to charter the town of Ewing.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gathright, from the Special Committee on Revenue and Taxation, reported a bill, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon.

Which was ordered to be printed, and made the special order of the day for Tuesday, the 16th inst., at 12 o'clock, M., and from day to day thereafter until disposed of.

Bills of the following titles were reported from the committee directed to prepare and bring in the same, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to to incorporate the Hinkston Turnpike Road Company.

By same—

A bill to incorporate the Daviess County Gravel Road Company.

By same—

A bill to incorporate the Masonic Temple Association of Newport.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act repealing parts of, and amendatory of, and supplemental to, "An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurte-

nances acquired under the provisions of this act," approved January 24, 1880,

Reported the same without amendment.

Sundry amendments were proposed to said bill.

On motion of Mr. Blackburn,

Ordered, That the further consideration of said bill and pending amendments be postponed and made the special order of the day for Monday, the 15th inst., at 12 o'clock, M., and from day to day thereafter until disposed of.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McElrath and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clint. Griffith,	R. I. McQuiddy,
Joseph Bertram,	Geo. T. Halbert,	Thos. J. Megibben,
James Blackburn,	R. G. Hays,	A. B. Montgomery,
A. R. Clarke,	Sam. E. Hill,	G. W. Reeves,
John T. Gathright,	P. P. Johnston,	A. H. Willingham—17.
Henry George,	T. J. McElrath,	

Those who voted in the negative, were—

Alex. E. Adams,	W. H. Frederick,	W. O. Mize,
Albert S. Berry,	C. W. Gilmore,	John W. Rowlett,
J. H. Bruce,	Thomas Johnson,	Ishmael H. Smith,
Attila Cox,	C. N. Lewis,	J. H. Wilkinson—13.
Charles D. Foote,		

Leave was granted to bring in the following bills, viz:

On motion of Mr. Clarke—

1. A bill to reimburse the State Military Fund for the sum of $1,031 28 paid to State Guard troops for active service in Breathitt county from June 19th to July 14th, 1879.

On motion of Mr. Berry—

2. A bill incorporating the bank of Jas. Taylor & Sons, of Newport.

On motion of Mr. Bertram—

3. A bill to amend section 2, article 6, chapter 62, of the General Statutes.

On motion of Mr. Clarke—

4. A bill to incorporate the Falmouth and Wagoner Ferry Turnpike Road Company.

On motion of Mr. Thos. Johnson—

5. A bill to incorporate Ascension Church, Mt. Sterling.

On motion of Mr. Berry—

6. A bill to incorporate the Cincinnati and Newport Iron and Pipe Company.

Ordered, That the Committee on Military Affairs prepare and bring in the 1st; the Committee on Banks and Insurance the 2d; the Committee on Codes of Practice the 3d; the Committee on Internal Improvement the 4th; the Committee on Religion and Morals the 5th, and the Committee on General Statutes the 6th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the late vice chancellor of the Louisville chancery court to sign certain orders and proceedings in said court;

An act to incorporate Stella Lodge, No. 243, Independent Order of Odd Fellows, at Elizaville, Kentucky;

An act repealing an act, entitled "An act for the benefit of O. Ross Baker, former sheriff of Caldwell county," approved January 29th, 1880;

An act for the benefit of Wm. Penix, of Menifee county;

An act to legalize the construction of a railroad switch by J. M Atherton & Co. across certain public highways in Larue county;

An act to empower the Gallatin county court to take stock in turnpike roads in said county;

An act to authorize the Pulaski county court to issue bonds to redeem the present court-house bonds of said county;

An act to amend article 4, chapter 28, of the General Statutes;

An act to amend an act, entitled "An act to incorporate the Deposit Bank of Paris, Bourbon county," approved March 7th, 1851;

An act to empower the Lewis county court of claims to regulate the levying and collecting the county levy, and to levy and collect an ad valorem tax for the payment of county expenses and claims;

An act for the benefit of Wm. H. Albright, sheriff of Rockcastle county;

An act to repeal so much of an act approved March 5th, 1850, as extends jurisdiction of the police judge of Harrodsburg in civil cases over the county of Mercer;

An act for the benefit of Thomas Gray, sheriff of Owen county;

An act giving the further time of two years to clerks, ex-clerks, sheriffs, ex-sheriffs, and other collecting officers, in which to collect their fees and uncollected taxes;

An act to amend the charter of the town of Brandenburg;

An act to amend section 1, chapter 34, of the General Statutes, entitled "Elisors;"

An act to prevent persons from throwing logs or any other obstructions in any of the creeks of Webster county;

An act to amend section 2 of article 13 of chapter 28 of the General Statutes;

An act to amend an act, entitled "An act to establish and incorporate the town of Hardyville, in Hart county," approved March 21st, 1861;

An act to authorize the mayor and council of Augusta to make subscriptions to the Augusta and Mt. Olivet Turnpike Road Company;

An act to amend an act, entitled "An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands or the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky," approved January 24th, 1880;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Machen Mining and Smelting Company;

An act to provide for recording deeds and other writings destroyed by fire in Ballard county;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend section 10, article 17, of chapter 29, of the General Statutes.

Said bill reads as follows, viz:

§1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 10, article 17, chapter 49, of the General Statutes, be amended by the addition of the words following, to-wit: That it shall be unlawful for any tavern-keeper (whether licensed by the State, or by authority of the county court, or trustees, or other authority of city or town) or for any saloon-keeper, or any other dealer in spirituous, vinous, or malt liquors, to have open a bar-room or other place for the sale of such

liquors, or in any way to sell, give, or otherwise dispose of spirituous, vinous, or malt liquors on Sunday.

§ 2. The keeping open a bar or store, or any other place for the sale of such liquors, or the selling or otherwise disposing of such liquors on Sunday, shall be deemed a violation of the statute to which this act is an amendment, and shall, upon conviction, subject the offender to the pains and penalties prescribed therein, and shall, moreover, forfeit his license, whether State, city, county court, or town license.

§ 3. That all acts or parts of acts in conflict herewith are hereby repealed.

§ 4. This act shall take effect from its passage.

Mr. Berry moved to amend said bill by exempting the counties of Campbell, Kenton, and Jefferson from the provisions thereof.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. George and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	H. H. Skiles,
Albert S. Berry,	C. W. Gilmore,	A. H. Willingham—8.
Charles D. Foote,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	Clint. Griffith,	R. I. McQuiddy,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
James Blackburn,	R. G. Hays,	A. B. Montgomery,
J. H. Bruce,	Sam. E. Hill,	G. W. Reeves,
A. R. Clarke,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	P. P. Johnston,	Ishmael H. Smith,
John T. Gathright,	C. N. Lewis,	J. H. Wilkinson—23.
Henry George,	T. J. McElrath,	

Mr. Hays moved to reconsider the vote by which the Senate had refused to adopt said proposed amendment.

Which motion was simply entered.

Mr. Berry moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Alex. E. Adams,	C. W. Gilmore,	T. J McElrath,
Albert S. Berry,	Clinton Griffith,	Thos. J. Megibben,
A. R. Clarke,	R. G. Hays,	J. H. Wilkinson,
Attila Cox,	Sam. E. Hill,	A. H. Willingham—17.
Charles D. Foote,	P. P. Johnston,	

Those who voted in the negative, were—

Joseph Bertram,	George T. Halbert,	G. W. Reeves,
James Blackburn,	Thomas Johnson,	John Walter Rowlett,
J. H. Bruce,	R. I. McQuiddy,	H. H. Skiles,
John T. Gathright,	W. O. Mize,	Ishmael H. Smith—13.
Henry George,		

And then the Senate adjourned.

WEDNESDAY, MARCH 10, 1880.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act for the benefit of Rubena and Susan Padget, of Barren county.

That they had passed bills of the following titles, viz:

1. An act to amend an act in relation to taking a vote on the question of license or no license, and regulating the sale of spirituous, vinous, and malt liquors in Bracken county, approved March 18th, 1878.

2. An act to protect birds in Bracken and Grant counties.

3. An act to incorporate the California and Tibbatt's Cross-road Turnpike Company, in Campbell county.

4. An act to relieve Edward D. and Thos. C. Smith, of Scott county; Chas. K. Wheeler, of Christian county, and Wm. A. Jewett, of Hancock county, from disabilities of infancy.

5. An act for the benefit of George W. Dehoney, committee of Robert Wheat, a pauper idiot.

6. An act to incorporate Gradyville Lodge, No. 251, of Free and Accepted Masons, in Adair county.

7. An act for the benefit of W. A. Brown, of Allen county.

8. An act authorizing the trustees of the M. E. Church at Columbia to sell property.

9. An act to repeal an act, entitled "An act to change the time for holding the county court of Woodford county," approved February the 19th, 1880.

10. An act to incorporate the town of Tyrone, in Anderson county.

11. An act to incorporate the Hammond's Creek and Johnsonville Turnpike Road Company, in Anderson county.

12. An act to amend the charter of the Kentucky School of Medicine.

13. An act to incorporate the Howard's Mill and Olympian Springs Turnpike Company.

14. An act to incorporate the White Sulphur Springs Hotel Company, in Bath county.

15. An act to incorporate the Lawrenceburg and White's Ferry Turnpike Road Company.

16. An act to incorporate the Camdenville and Van Buren Turnpike Road Company, in Anderson county.

17. An act to relieve the Bourbon County Agricultural and Mechanical Society from paying county or other local taxes.

18. An act to amend an act, entitled "An act to incorporate the North Middletown and Cane Ridge Turnpike Road Company," approved March 9th, 1867.

19. An act to incorporate the Perryville Male and Female Seminary, in Boyle county.

20. An act for the benefit of the Central Kentucky Camp Meeting Association of the Methodist Episcopal Church, situated in Boyle county.

21. An act for the benefit of John D. Strong, of Breathitt county.

22. An act for the benefit of D. M. Hager, of Magoffin county.

23. An act for the benefit of school district No. 33, Nelson county.

24. An act for the benefit of W. C. D. Whipps.

25. An act to render valid certain proceedings of the Caldwell county court.

26. An act to incorporate the Paducah Fair and Jockey Club Association.

27. An act for the benefit of B. E. Bourland, of Murray, Calloway county.

28. An act to incorporate the Kentucky and Indiana Bridge Company.

29. An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Elizabeth Church, in Grant county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 6th, and 20th to the Committee on Religion and Morals; the 8th and 9th to the Committee on the Judiciary; the 2d and 4th to the Committee on Propositions and Grievances; the 3d, 11th, 13th, 15th, 16th, and 18th to the Committee on Internal Improvement; the 5th, 7th, 21st, 22d, and 27th to the Committee on Claims; the 10th, 12th, 14th, 17th, and 26th to the Committee on Codes of Practice; the 25th to the Committee on Public Expenditures; the 19th and 22d to the Committee on Education; the 28th to the Committee on Railroads, and the 29th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following remonstrance was presented, viz:

By Mr. Gathright—

The remonstrance of sundry citizens of the city of Louisville, against the passage of an act to authorize the commissioners of the sinking fund of the city of Louisville to sell the city's stock in the Louisville and Nashville Railroad Company.

Which was received, the reading dispensed with, and referred to the Committee on the Sinking Fund.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to close a part of the old State road, in Henry county.

By same—

A bill to amend an act, entitled "An act to charter the Silver Creek Turnpike Road Company, in Madison county."

By same—

A bill to incorporate the Hickman and Dresden Gravel Road Company.

By Mr. Cox, from the Committee on Banks and Insurance—

A bill incorporating the bank of Jas. Taylor & Sons, of Newport.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill for the benefit of the sheriff of Casey county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Barren River Bridge Company.

By same—

An act legalizing the sale of the Lawrenceburg and Shryock's Ferry Turnpike Road.

By same—

An act to amend an act, entitled "An act to authorize the county court of Lawrence county to levy an additional tax for road and bridge purposes and for public improvements."

By same—

An act to re-enact and amend an act, entitled "An act to authorize the people of Henry county to vote a tax for the purpose of aiding companies in the building of turnpike roads in said county," approved March 9th, 1869, and the acts amendatory thereto.

By same—

An act to amend an act, entitled "An act to amend the charter of the Covington and Lexington Turnpike Road Company."

By same—

An act to amend an act to incorporate the Agricultural and Mechanical Association in Calloway county.

By same—

An act to incorporate the Eden and Forest Grove Turnpike Road Company, in Bracken county.

By Mr. Clarke, from the Committee on Military Affairs—

An act amending an act, approved March 11th, 1878, entitled "An act to provide for the erection of a monument at the tomb of Gen. Zachary Taylor."

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend the charter of the town of Lawrenceburg.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Oddville, Smithsonville, and Claysville Turnpike Road Company.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred leave to bring in a bill, entitled

A bill to amend the charter of the Foster Turnpike Road Company,

Asked to be discharged from the further consideration of said leave.

Which was granted.

On motion of Mr. Gathright, the Senate took up for consideration the motion entered by Mr. Hays on yesterday, to reconsider the vote by which the Senate had refused to adopt the amendment proposed by Mr. Berry to a bill, entitled

A bill to amend section 10, article 17, of chapter 29, of the General Statutes.

Said bill reads as follows, viz:

§1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 10, article 17, chapter 49, of the General Statutes, be amended by the addition of the words following, to-wit: That it shall be unlawful for any tavern-keeper (whether licensed by the State, or by authority of the county court, or trustees or other authority of city or town) or for any saloon-keeper, or any other dealer in spirituous, vinous, or malt liquors, to have open a bar-room or other place for the sale of such liquors, or in any way to sell, give, or otherwise dispose of spirituous, vinous, or malt liquors on Sunday.

§2. The keeping open a bar or store, or any other place for the sale of such liquors, or the selling or otherwise disposing of such liquors on Sunday, shall be deemed a violation of the statute to which this act is an amendment, and shall, upon conviction, subject the offender to the pains and penalties prescribed therein, and shall, moreover, forfeit his license, whether State, city, county court, or town license.

§ 3. That all acts or parts of acts in conflict herewith are hereby repealed.

§ 4. This act shall take effect from its passage.

Mr. Montgomery moved to lay said motion to reconsider on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	Thos. J. Megibben,
Joseph Bertram,	Henry George,	A. B. Montgomery,
James Blackburn,	George T. Halbert,	G. W. Reeves,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	Ishmael H. Smith,
A. R. Clarke,	R. I. McQuiddy,	J. H. Wilkinson—19.
Charles D. Foote,		

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	W. O. Mize,
Albert S. Berry,	C. N. Lewis,	Richard J. White,
W. H. Frederick,	T. J. McElrath,	A. H. Willingham—10.
C. W. Gilmore,		

On motion of Mr. Halbert,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, at 11 o'clock, A. M., and from day to day thereafter until disposed of.

The yeas and nays being required thereon by Messrs. Hays and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	A. B. Montgomery,
Joseph Bertram,	Geo. T. Halbert,	Clifton J. Pratt,
James Blackburn,	Thomas Johnson,	G. W. Reeves,
J. H. Bruce,	P. P. Johnston,	John W. Rowlett,
M. T. Carpenter,	T. J. McElrath,	James Shackleford,
A. R. Clarke,	R. I. McQuiddy,	Ishmael H. Smith,
Attila Cox,	Thos. J. Megibben,	Richard J. White,
W. H. Frederick,	W. O. Mize,	J. H. Wilkinson—24.

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	H. H. Skiles,
Albert S. Berry,	R. G. Hays,	A. H. Willingham—8.
Charles D. Foote,	Sam. E. Hill,	

Mr. McQuiddy moved to reconsider the vote by which the Senate had ordered said bill to be made a special order.

Which motion was simply entered.

The Senate, according to order, took up for consideration a bill, entitled

A bill authorizing and directing the sale of the house and grounds situated in Frankfort, and known and used as a Governor's Mansion.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor, Attorney General, and Treasurer of the State of Kentucky shall sell and convey to the highest bidder or bidders, on credits of one, two, and three years, for equal installments of the purchase money, the house and grounds in Frankfort known and used as the Governor's Mansion.

§ 2. Before selling, they shall advertise the time, place, and terms of sale at least thirty days in two papers, one in the city of Frankfort, and the other in the city of Louisville; they shall divide the grounds into suitable lots, and offer them separately, and then as a whole, and accept the bid yielding the State the greatest sum of money; they will take bonds, with approved security, payable to the State of Kentucky, for the purchase money, which bonds, when due, the Auditor shall collect and pay into the Treasury.

§ 3. The sale shall be made as soon as practicable after the expiration of the term of office of the present Governor, unless said Governor shall, in writing, acknowledge before the clerk of the Franklin county court, and record in his office as deeds are recorded, consent to an immediate sale. In the event of his so consenting, the sale shall be made as soon thereafter as practicable.

§ 4. This act shall take effect from and after its passage.

Mr. Megibben moved to amend said bill as follows, viz:

Insert after the words "dispose of the Governor's mansion" the words "the commissioners be directed to purchase or build a suitable house for a Governor's mansion, not to exceed fifteen thousand dollars more than the amount received for the present property now occupied by the Governor."

And the question being taken thereon, it was decided in the negative.

Mr. Montgomery moved to amend said bill by adding after the words "the greatest sum of money," in the second section, the words, "*Provided*, They may reject all bids, and re-sell, if they think the price offered is not the fair value of the property."

And the question being taken thereon, it was decided in the affirmative.

Mr. Gilmore moved to amend said bill by adding thereto the following proviso, viz:

Provided, That the proceeds of the sale of said property shall be reinvested in a suitable residence for the Governor in some other part of the city without the shadow of the Penitentiary.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Chas. D. Foote,	T. J. McElrath,
Alex. E. Adams,	W. H. Frederick,	Thos. J. Megibben,
Albert S. Berry,	John T. Gathright,	A. B. Montgomery,
James Blackburn,	C. W. Gilmore,	James Shackleford,
M. T. Carpenter,	R. G. Hays,	J. H. Wilkinson—17.
Attila Cox,	P. P. Johnston,	

Those who voted in the negative, were—

Joseph Bertram,	Thomas Johnson,	Clifton J. Pratt,
A. R. Clarke,	C. N. Lewis,	John W. Rowlett,
Henry George,	R. I. McQuiddy,	Ishmael H. Smith,
George T. Halbert,	W. O. Mize,	A. H. Willingham—13.
Sam. E. Hill,		

Mr. P. P. Johnston moved to reconsider the vote by which the Senate had adopted said amendment.

Mr. McElrath moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The question was then taken on reconsidering the vote by which the Senate had adopted the amendment to said bill proposed by Mr. Gilmore, and it was decided in the affirmative.

On motion of Mr. Montgomery,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Friday, the 12th inst., at 12 o'olock, M.

On motion of Mr. Wilkinson,

Ordered, That a bill, entitled

An act to amend article 2, chapter 53, of General Statutes, entitled "Idiots and Lunatics,"

Be made the special order of the day for Monday, the 15th inst, at 12 o'clock, M.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Berry—

1. A bill for the benefit of Newton Craig, of Scott county.

On motion of Mr. McElrath—

2. A bill to amend an act, entitled "An act relative to the Henry, Oldham, and Jefferson Turnpike Road Company," approved February 20th, 1878.

Ordered, That the Committee on Claims prepare and bring in the 1st, and the Committee on Propositions and Grievances the 2d.

And then the Senate adjourned.

THURSDAY, MARCH 11, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands or the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky," approved January 24th, 1880.

An act for the benefit of Wm. Penix, of Menifee county.

An act to empower the Lewis county court of claims to regulate the levying and collecting the county levy, and to levy and collect an ad valorem tax for the payment of county expenses and claims.

An act to authorize the Pulaski county court to issue bonds to redeem the present court-house bonds of said county.

An act to empower the Gallatin county court to take stock in turnpike roads in said county.

An act for the benefit of Wm. H. Albright, sheriff of Rockcastle county.

An act to repeal so much of an act approved March 5th, 1850, as extends jurisdiction of the police judge of Harrodsburg in civil cases over the county of Mercer.

An act for the benefit of Thomas Gray, sheriff of Owen county.

An act repealing an act, entitled "An act for the benefit of O. Ross Baker, former sheriff of Caldwell county," approved January 29th, 1880.

An act to amend section 2 of article 13 of chapter 28 of the General Statutes.

An act to prevent persons from throwing logs or any other obstructions in any of the creeks of Webster county.

An act to amend an act, entitled "An act to establish and incorporate the town of Hardyville, in Hart county," approved March 21st, 1861.

An act to authorize the mayor and council of Augusta to make subscriptions to the Augusta and Mt. Olivet Turnpike Road Company.

An act to amend the charter of the town of Brandenburg.

An act to amend section 1, chapter 34, of the General Statutes, entitled "Elisors."

An act to amend article 4, chapter 28, of the General Statutes.

An act to amend an act, entitled "An act to incorporate the Deposit Bank of Paris, Bourbon county," approved March 7th, 1851.

An act to incorporate Stella Lodge, No. 243, Independent Order of Odd Fellows, at Elizaville, Kentucky.

An act to legalize the construction of a railroad switch by J. M. Atherton & Co. across certain public highways in Larue county.

An act to authorize the late vice chancellor of the Louisville chancery court to sign certain orders and proceedings in said court.

An act giving the further time of two years to clerks, ex-clerks, sheriffs, ex-sheriffs, and other collecting officers, in which to collect their fees and uncollected taxes.

That they had passed bills of the following titles, viz:

1. An act to incorporate the Lewisburg, Strade's Run, and Washington Turnpike Company.

2. An act to provide for the collection of the State revenue due from Pulaski county for the years 1880 and 1881.

3. An act concerning justices' courts in Madison county.

4. An act to amend an act and reduce into one the several acts in relation to the city of Lebanon.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Propositions and Grievances; the 3d to the Committee on Courts of Justice; the 4th to the Committee on General Statutes, and the 2d was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill to establish a railroad commission, and prescribe their powers and duties.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. P. P. Johnston,

Ordered, That said bill be printed, and that the further consideration thereof be postponed and made the special order of the day for to-morrow, and from day to day thereafter until disposed of.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to provide for re-recording deeds and other writings destroyed by fire in Ballard county.

An act for the benefit of the sureties of L. F. Marshall, late sheriff of Ballard county.

An act for the benefit of J. E. Ratliff, sheriff of Pike county.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 11, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

J. L. Wright, Warren county.
W. F. Gregory, Ohio county.
Wm. T. Moberly, Bourbon county.
Anton Kutzleb, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The following petition and remonstrances were presented, viz:

By Mr. Megibben—

1. The petition of sundry citizens of Nicholas county, asking the passage of a law prohibiting the sale of spirituous liquors on Sunday.

By Mr. Rowlett—

2. The remonstrance of sundry citizens of Hart county, against the passage of an act prohibiting the sale of spirituous liquors within two miles of Monroe Church, in said county.

By Mr. Bruce—

3. The remonstrance of sundry citizens of Lincoln county, against the passage of an act extending the limits of the town of Stanford to include all territory within one fourth mile of its present limits.

Which were received, the reading dispensed with, and referred—the 1st and 2d to the Committee on Religion and Morals, and the 3d to the Committee on Propositions and Grievances.

Mr. Skiles presented a letter in regard to the repeal of the charter of the Green and Barren River Navigation Company, which was read as follows, viz:

CALHOUN, KY., March 8th, 1880.

Capt. John Robinson:

DEAR SIR: I have been a shipper of freight on Green river for fifteen years; have never had better rates than we have had since you have had charge of the river, nor have the accommodations been half so good. I can't see for my life why some of the people want to get it out of your hands, for we never had regular boats until you got it, and since you have had charge we can depend on a boat twice a week, down and up. Before we could not depend on nothing, nor no boat—sometimes one a week, and sometimes one a month—according to the amount of freight. I am afraid that will be the case again if the State gets it back again. If you and the Company will try and hold it, it will be a great accommodation to the merchants on the river. It is the sentiments of all the old merchants of this place. Very respectfully,

PRUITT & GILES.

If there is anything we can do for you, let us hear from you, for we are anxious for the Company to hold the river.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to transfer any interest the Commonwealth of Kentucky has in the estate of Joseph Williams to Sarah Royster, of Pulaski county.

Which was granted, and the bill delivered to the messenger.

On motion of Mr. Foote, the Senate took up for consideration a resolution heretofore introduced by him, which reads as follows, viz:

Resolved, That the Public Printer be, and he is hereby, directed to print five hundred copies, in convenient form, of the address written by John Gray, Esq., civil engineer, on the subject of minerals and transportation, for the use of the General Assembly.

Mr. Blackburn moved to amend said resolution by ordering the address delivered by Rev. Green Clay Smith upon the same subject to be printed.

Mr. George moved to lay said resolution and proposed amendment on the table.

And the question being taken thereon, it was decided in the affirmative.

On motion of Mr. Gathright, the Senate took up for consideration the motion heretofore entered by Mr. McQuiddy, to reconsider the vote by which the Senate had ordered a bill, entitled

A bill to amend section 10, article 17, of chapter 29, of the General Statutes,

To be made the special order of the day for 11 o'clock, A. M., this day, and from day to day thereafter until disposed of.

Mr. Gathright moved to lay said motion to reconsider on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright, from the Committee on Internal Improvement, reported a bill, entitled

A bill to incorporate the American Commercial Company.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Gathright,

Ordered, That said bill be printed, and recommitted to the Committee on Internal Improvement.

Mr. Blackburn moved the following resolution, viz:

Resolved, That the courtesies of the floor of the Senate be, and are hereby, extended to the members of the Kentucky press during their session in this city.

Which was twice read and adopted.

Mr. Cox, from the Committee on Sinking Fund, to whom was referred a bill from the House of Representatives, entitled

An act authorizing the commissioners of the sinking fund of the city of Louisville to sell, dispose of, and transfer the stock of the Louisville and Nashville Railroad Company held by said commissioners for said city,

Reported the same without amendment.

On motion of Mr. Hays,

Ordered, That said bill be made the special order of the day for Saturday, the 13th inst., at 11 o'olock, A. M., and from day to day thereafter until disposed of.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Paducah and Mayfield Gravel Road Company.

By same—

An act to incorporate the Cornishville and Sharpsville Turnpike Road Company.

By same—

An act for the benefit of the Winchester, Iron Works, and Schollsville Branch Turnpike Road Company.

By same—

An act to extend the time for the completion of the Alexandria and Flag Spring Turnpike, in Campbell county.

By same—

An act to amend the charter of the Winchester and Muddy Creek Turnpike Road Company.

By same—

An act for the benefit of the Bloomfield and Springfield Turnpike Road Company.

By same—

An act to amend an act, entitled "An act to incorporate the Somerset and Clio Turnpike Road Company."

By same—

An act to amend the charter of the Glencoe and Sugar Creek Turnpike Company, in Gallatin county.

By same—

An act to incorporate the Plummer's Landing and Muse's Mill Turnpike Road Company.

By same—

An act to amend an act, entitled "An act to incorporate the Harrodsburg and Cornishville Turnpike Road Company," approved March 4th, 1856.

By Mr. Montgomery, from the Committee on the Judiciary—

An act to repeal an act, entitled "An act to change the time for holding the county court of Woodford county," approved February the 19th, 1880.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to empower the county court of Mercer county to make subscriptions to the capital stock in turnpike roads in Mercer county.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act incorporating the New Castle and Eminence Turnpike Road, in Henry county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to its third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act for the benefit of W. C. D. Whipps.

Which was granted, and the bill delivered to the messenger.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill to amend chapter 56 of the General Statutes, entitled "Incorporated Companies."

By Mr. Halbert, from the Committee on Religion and Morals—

A bill to prohibit the sale of spirituous, vinous, or malt liquors, or the mixture of either, in the Collnisville (7th) magisterial district, in Pendleton county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend section 10, article 17, of chapter 29, of the General Statutes,

Together with the amendments pending thereto.

Said bill reads as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 10, article 17, chapter 49, of the General Statutes, be amended by the addition of the words following, to-wit: That it shall be unlawful for any tavern-keeper (whether licensed by the State, or by authority of the county court, or trustees or other authority of city or town) or for any saloon-keeper, or any other dealer in spirituous, vinous, or malt liquors, to have open a bar-room or other place for the sale of such liquors, or in any way to sell, give, or otherwise dispose of spirituous, vinous, or malt liquors on Sunday.

§ 2. The keeping open a bar or store, or any other place for the sale of such liquors, or the selling or otherwise disposing of such liquors on Sunday, shall be deemed a violation of the statute to which this act is an amendment, and shall, upon conviction, subject the offender to the pains and penalties prescribed therein, and shall, moreover, forfeit his license, whether State, city, county court, or town license.

§ 3. That all acts or parts of acts in conflict herewith are hereby repealed.

§ 4. This act shall take effect from its passage.

Mr. Halbert moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the negative.

The amendment heretofore proposed by Mr. Mitchell to said bill reads as follows, viz :

Provided, The counties of Washington, Marion, and Taylor shall be exempted from the provisions of this bill.

And the question being taken thereon, it was decided in the negative.

The amendment heretofore proposed by Mr. Halbert to said bill reads as follows, viz :

Insert after the word "moreover," in the 7th line of section 2, the words "for the third offense."

And the question being taken thereon, it was decided in the affirmative.

The amendment heretofore proposed by Mr. Foote to said bill reads as follows, viz :

Provided, That this act shall only apply to the 38th Senatorial District.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Charles D. Foote,	D. G. Mitchell—3.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	A. B. Montgomery,
Albert S. Berry,	George T. Halbert,	Clifton J. Pratt,
Joseph Bertram,	R. G. Hays,	John W. Rowlett,
J. H. Bruce,	Samuel E. Hill,	James Shackleford,
M. T. Carpenter,	Thomas Johnson,	H. H. Skiles,
A. R. Clarke,	P. P. Johnston,	Ishmael H. Smith,
Attila Cox,	C. N. Lewis,	Richard J. White,
W. H. Frederick,	R. I. McQuiddy,	J. H. Wilkinson,
John T. Gathright,	Thos. J. Megibben,	A. H. Willingham—29.
Henry George,	W. O. Mize,	

Leave was granted to bring in the following bills, viz:

On motion of Mr. Foote—

1. A bill for the establishment of and to incorporate the Covington Protestant Children's Home.

On motion of Mr. Thos. Johnson—

2. A bill for the benefit of the insurance agents of this Commonwealth..

On motion of Mr. Berry—

3. A bill amending section 8, article 13, chapter 38, General Statutes, title "Executions."

On motion of same—

4. A bill to amend section 1, article 6, chapter 66, General Statutes, title "Landlord and Tenant."

On motion of Mr. Mize—

5. A bill to authorize the Morgan county court to levy a poll and ad valorem tax for road and bridge purposes.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st; the Committee on Banks and Insurance the 2d; the Committee on General Statutes the 3d and 4th, and the Committee on Internal Improvement the 5th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Cynthiana and Millersburg Turnpike Road Company;

An act for the benefit of the Maxville and Perryville Turnpike Road Company;

An act to incorporate the Cabin Creek and Springdale Turnpike Road Company, in Mason county;

An act to amend section 9, article 35, chapter 29, General Statutes;

An act to amend section 15, article 2, of chapter 92, of the General Statutes;

An act to amend the charter of the Paducah and Clark's River Gravel Road Company;

An act to amend chapter 94, article 1, section 30, General Statutes, so far as the same applies to the county of Butler;

An act to amend an act, entitled "An act to empower the counties of this Commonwealth to take stock in turnpike companies," approved March 9, 1868;

An act to authorize the guardian for Pearl Rice to invest her money in U. S. bonds;

An act to incorporate the town of Poplar Plains, in Fleming county, and to amend and reduce into one the several acts in relation thereto;

An act to amend an act to incorporate the Independence and Big Bone Turnpike Company, approved March 4th, 1865;

An act to amend an act, entitled "An act to amend an act incorporating Munday's Landing and Harrodsburg Turnpike Road Company, in Mercer county;"

An act authorizing the county of Franklin to fund its indebtedness by issuing new bonds, and creating a sinking fund to pay the same;

An act to incorporate the Germantown Normal Academy, and to grant certain powers to the common school district in which said academy is located, in Bracken county;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Logan county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same;

An act for the benefit of Rebecca and Susan Padget, of Barren county;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill, entitled

A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation.

Pending the consideration of which, Mr. Hays moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

FRIDAY, MARCH 12, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act regulating the advertising of real estate under execution sales for State and county taxes, sales under decrees and judgments, and regulating the compensation therefor.

An act authorizing and empowering the county court of Carter county to levy and collect an ad valorem tax on the taxable property in said county, and those parts of the counties of Boyd and Elliott taken from Carter county, to pay the expenses incurred in the several actions brought by the holders of the bonds of Carter county issued in its subscription to the capital stock of the Lexington and Big Sandy Railroad Company.

An act to regulate civil proceedings in actions in the Daviess circuit court.

An act for the benefit of the city of Frankfort.

An act to repeal section 29 of the revised and amended charter of the city of Newport in relation to weigher and measurer, &c.

An act for the benefit of the sheriff of Casey county.

An act to prohibit the sale of spirituous, vinous, or malt liquors, or the mixture of either, in the Collinsville (7th) magisterial district, in Pendleton county.

That they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to incorporate the town of Worthville, in Carroll county."

2. An act to incorporate the Deposit Bank of Northeastern Kentucky, of Grayson.

3. An act to amend the charter of the Kentucky Masonic Mutual Life Insurance Company.

4. An act for the benefit of the trustees of the town of Hardinsburg.

5. An act relating to the Hardinsburg and Cloverport Turnpike Road Company.

6. An act for the benefit of C. M. Hanks, of Wolfe county.

7. An act to incorporate the Newport Light Company.

8. An act to authorize the city of Dayton, in Campbell county, to issue bonds and fund her present indebtedness.

9. An act to amend the charter of the Campbell Turnpike Road Company.

10. An act to amend the charter of the Coal Road Construction Company.

11. An act to incorporate the Eagle Valley Hotel Company, in Carroll county.

12. An act to amend the charter of the town of Grayson, Carter county.

13. An act to amend an act, entitled "An act to amend the charter of the town of Arlington, in Ballard county."

14. An act to amend an act and to reduce into one the several acts incorporating the town of Murray, and to recharter said town.

15. An act for the benefit of Thos. H. Stevens, of Clark county.

16. An act to protect birds in Clark, Fleming, Scott, and Montgomery counties.

17. An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Bachelor's Rest, in Pendleton county.

18. An act for the benefit of the board of internal improvement for Franklin county.

19. An act to incorporate the town of West Louisville, in Daviess county.

20. An act to create a special road law for the counties of Lee, Estill, Laurel, and Rockcastle.

21. An act to amend the charter of the Irvine and Miller's Creek Turnpike Road and Bridge Company, and to legalize the transfer of the stock of the Irvine and Miller's Creek districts therein to Estill county.

22. An act to repeal all acts and parts of acts so far as the same authorize the county of Fayette hereafter to subscribe stock in railroad companies.

23. An act for the benefit of Mary McTaggert.

24. An act to incorporate the Grand Lodge of the Ancient Order of United Workmen of Color of Kentucky, and also the Supreme Lodge of the Ancient Order of United Workmen of Color of the United States.

25. An act authorizing the county judge of Butler county to sign certain orders and judgments.

26. An act to repeal in part an act, entitled "An act to extend the limits of the town of Morgantown, Butler county," approved March 7th, 1876.

27. An act relating to the Licking Valley Railroad Company.

28. An act to incorporate the town of Flemingsburg, in Fleming county.

29. An act to amend an act, entitled "An act to incorporate the Fork's of Elkhorn Turnpike Road Company," approved March 5th, 1867.

30. An act to amend an act, entitled "An act to authorize the Franklin county court to issue bonds for the aid of turnpike roads and other purposes," approved March 3d, 1876.

31. An act to prohibit the sale, restrain the bartering, giving, or loaning of spirituous, malt, or vinous liquors, or any mixture with either of said liquors, in school district No. 17, and the town of Clinton, in said district, in Hickman county.

32. An act for the benefit of Joe Curry and Jack Curry, of Fulton county.

33. An act to declare Wylee's Branch, in Johnson county, a navigable stream.

34. An act to incorporate the Palace Hotel Company of the city of Louisville.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 4th, 7th, 8th, 11th, 12th, 13th, 14th, 18th, 19th, 20th, 22d, 24th, 25th, 26th, 30th, and 31st to the Committee on Codes of Practice; the 2d and 3d to the Committee on Banks and Insurance; the 5th, 9th, 21st, and 29th to the Committee on Internal Improvement; the 6th, 16th, 17th, 27th, 28th, 31st, and 33d to the Committee on Propositions and Grievances; the 30th to the Committee on Railroads, and the 15th, 23d, and 32d to the Committee on Claims.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Clarke—

1. A bill to amend chapter 85 of the General Statutes, and to provide for a more efficient government and management of the Penitentiary.

On motion of Mr. Hays—

2. A bill to incorporate the West End Line of Street Railway Transportation Company of Louisville.

On motion of same—

3. A bill exempting regular dentists from paying a special tax to the corporation of Louisville for the privilege of practicing their profession.

On motion of Mr. McQuiddy—

4. A bill to incorporate the Louisville, Lawrenceburg, and Harrodsburg Railroad Company.

Ordered, That the Committee on Penitentiary prepare and bring in the 1st; the Committee on Railroads the 2d and 4th, and the Committee on Finance the 3d.

The following petition and remonstrance were presented, viz:

By Mr. Carpenter—

1. The petition of sundry citizens of Taylorsville, asking the passage of an act for the benefit of Sarah A. Baird.

By Mr. Skiles—

2. The remonstrance of sundry citizens of of Allen and Edmonson counties, against excluding said counties from the judicial district in which Bowling Green is situated.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on General Statutes, and the 2d to the Committee on Re-districting the State into Judicial Districts.

Mr. Cox moved to suspend the rules, and take up a bill from the House of Representatives, entitled

An act repealing parts of, and amendatory of, and supplemental to, "An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act," approved January 24, 1880.

Mr. Bruce moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	John T. Gathright,	W. O. Mize,
Albert S. Berry,	C. W. Gilmore,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
A. R. Clarke,	Thomas Johnson,	James Shackleford,
Attila Cox,	C. N. Lewis,	Ishmael H. Smith,
W. H. Frederick,	R. I. McQuiddy,	Richard J. White—18.

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	D. G. Mitchell,
Joseph Bertram,	P. P. Johnston,	A. B. Montgomery,
James Blackburn,	T. J. McElrath,	H. H. Skiles,
M. T. Carpenter,	Thos. J. Megibben,	A. H. Willingham—13.
Henry George,		

The question was then taken on suspending the rules in order to take up said bill, and not having received the vote of two thirds of the Senators present, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Geo. T. Halbert,	W. O. Mize,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	C. N Lewis,	James Shackleford,
W. H. Frederick,	T. J. McElrath,	Ishmael H. Smith,
John T. Gathright,	R. I. McQuiddy,	Richard J. White—19.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	A. B. Montgomery,
Joseph Bertram,	P. P. Johnston,	H. H. Skiles,
James Blackburn,	Thos. J. Megibben,	J. H. Wilkinson,
M. T. Carpenter,	D. G. Mitchell,	A. H. Willingham—13.
A. R. Clarke,		

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Cox, from the Committee on Internal Improvement—

An act to legalize the incorporation of the Woolper Turnpike Road Company.

By same—

An act authorizing precinct No. 2, in Garrard county, to subscribe to the capital stock of the Lancaster and Buckeye Turnpike Road Company, and to provide for the payment of such subscription.

By Mr. Montgomery, from the Committee on the Judiciary—

An act appointing commissioners to re-plat the town of California, in Campbell county.

By same—

An act to incorporate the Independence Cemetery Company.

By same—

An act to incorporate the town of McKinney, Lincoln county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Foote moved to reconsider the vote by which the Senate on yesterday laid on the table a resolution offered by him ordering the address of John Gray, civil engineer, on the natural resources of Kentucky, to be printed for the use of the General Assembly.

Which motion was simply entered.

On motion of Mr. Adair, the committee on the Judiciary was ordered to report on Tuesday next a bill, entitled

A bill to amend an act, entitled "An act to incorporate the Madisonville and Shawneetown Straight Line Railroad Company."

Bills of the following titles were reported from the committee directed to prepare and bring in the same, viz:

By Mr. Cox, from the Committee on Internal Improvement—

A bill to empower the county court of Union county to dispose of the delinquent list by sale or otherwise.

By same—

A bill to raise a bridge fund for Union county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Montgomery, from the Committee on the Judiciary, reported a bill, entitled

A bill to amend the General Statutes, chapter 28, article 7.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 3, article 7, chapter 28, be, and the same is hereby, repealed.

§ 2. That special judges called to preside in circuit, chancery, and criminal courts shall not be allowed compensation, except when presiding in the actual absence of the judge, and they shall then be paid ten ($10) dollars per day.

Mr. Mitchell moved to amend said bill as follows, viz:

That whenever the regular judge is absent, and a special judge is appointed to act in his stead, that for the length of time the special judge shall serve, he, the special judge, shall receive the wages of the regular judge, to be deducted out of the regular judge's salary.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to establish and incorporate the town of Bonnieville, in Hart county,

Reported the same with an amendment.

Pending the consideration of which,

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Logan county, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same.

An act for the benefit of Rebecca and Susan Padget, of Barren county.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend section 10, article 17, of chapter 29, of the General Statutes.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gathright and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Alex. E. Adams,	C. W. Gilmore,	A. B. Montgomery,
Joseph Bertram,	George T. Halbert,	Clifton J. Pratt,
James Blackburn,	Sam. E. Hill,	John Walter Rowlett,
J. H. Bruce,	Thomas Johnson,	Ishmael H. Smith,
M. T. Carpenter,	P. P. Johnston,	Richard J. White,
Attila Cox,	C. N. Lewis,	J. H. Wilkinson,
John T. Gathright,	R. I. McQuiddy,	A. H. Willingham—24.

Those who voted in the negative, were—

Albert S. Berry,	W. H. Frederick,	D. G. Mitchell,
A. R. Clarke,	R. G. Hays,	Jas. Shackleford—8.
Charles D. Foote,	Thos. J. Megibben,	

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation.

Pending the consideration of which, Mr. Adair moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

SATURDAY, MARCH 13, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of J. H. Armstrong, late sheriff of Carter county.

An act authorizing the county of Franklin to fund its indebtedness by issuing new bonds, and creating a sinking fund to pay the same.

An act to incorporate the Germantown Normal Academy, and to grant certain powers to the common school district in which said academy is located, in Bracken county.

An act to amend section 9, article 35, chapter 29, General Statutes.

An act to authorize the guardian for Pearl Rice to invest her money in U. S. bonds.

An act to amend the charter of the Paducah and Clark's River Gravel Road Company.

An act to amend section 15, article 2, of chapter 92, of the General Statutes.

An act to amend an act, entitled "An act to empower the counties of this Commonwealth to take stock in turnpike companies," approved March 9, 1868.

An act to amend an act to incorporate the Independence and Big Bone Turnpike Company, approved March 4th, 1865.

An act to amend an act, entitled "An act to amend an act incorporating Munday's Landing and Harrodsburg Turnpike Road Company, in Mercer county."

An act to amend the charter of the Cynthiana and Millersburg Turnpike Road Company.

An act for the benefit of the Maxville and Perryville Turnpike Road Company.

An act to amend chapter 94, article 1, section 30, General Statutes, so far as the same applies to the county of Butler.

An act to incorporate the Cabin Creek and Springdale Turnpike Road Company, in Mason county.

An act to incorporate the town of Poplar Plains, in Fleming county, and to amend and reduce into one the several acts in relation thereto.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act incorporating the bank of Jas. Taylor & Sons, of Newport.

An act to amend and reduce into one the several acts in relation to the town of Tompkinsville, Monroe county.

An act for the benefit of the Goshen and Sligo Turnpike Road Company, of Oldham county.

That they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Oddville, Smithsonville, and Claysville Turnpike Road Company.

An act to repeal an act prohibiting the sale of spirituous, vinous, or malt liquors in districts Nos. 3 and 6, in Hancock county.

That they had passed bills of the following titles, viz:

1. An act to transfer any interest the Commonwealth of Kentucky has in the estate of Joseph Williams to Sarah Royster, of Pulaski county.

2. An act for the benefit of S. M. Peacock, of Garrard county.

3. An act to establish a new school district in Garrard county.

4. An act to incorporate Walnutta Collegiate Institute, Paint Lick, Garrard county.

5. An act to amend section 2, article 4, chapter 62, of the General Statutes, concerning jury commissioners.

6. An act to incorporate Banner Lodge, No. 1589, Knights of Honor, Hawesville.

7. An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Williamsburg, in Whitley county."

8. An act relating to, and for the benefit of, the Carlisle and Sharpsburg Turnpike Road Company.

9. An act to repeal so much of section 4 of an act, entitled "An act to regulate the civil jurisdiction of justices of the peace," &c., approved March 20th, 1876, as relates to appeals in the county of Robertson.

10. An act to authorize lands sold under execution or judgments of courts to be sold in front of the Planters' Hotel until a court house is rebuilt in Ballard county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 5th, 6th, and 7th to the Committee on General Statutes; the 2d to the Committee on Claims; the 3d and 4th to the Committee on Education; the 8th to the Committee on Internal Improvement, and the 10th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution instructing the Governor in regard to the Keeper of the Penitentiary.

On motion of Mr. Clarke,

Ordered, That the consideration of said resolution be made the special order of the day for Tuesday, the 16th inst., at 12 o'clock, M., and from day to day thereafter until disposed of.

Mr. Blackburn withdrew the motion heretofore entered by him, to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to regulate the manner of holding and transmitting church property of the Roman Catholic Church in the Diocese of Covington," approved March 9th, 1854, and an act to amend the same, approved March 6th, 1878.

The Senate, according to order, took up for consideration a bill, entitled

A bill to establish a Board of Railroad Commissioners, and prescribe their powers and duties.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Frederick moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. Halbert, from the Committee on the Judiciary, to whom was recommitted a bill, entitled

A bill to amend section 4, chapter 97, of the General Statutes, title "Seal of the Commonwealth and of the Secretary of State,"

Reported the same with an amendment as a substitute therefor.

Ordered, That said bill and proposed amendment be placed in the orders of the day.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act authorizing the commissioners of the sinking fund of the city of Louisville to sell, dispose of, and transfer the stock of the Louisville and Nashville Railroad Company held by said commissioners for said city.

Said bill reads as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the commissioners of the sinking fund of the city of Louisville shall have power and authority to sell, dispose of, and transfer the stock, or any part thereof, held by said commissioners or said city, in the Louisville and Nashville Railroad Company, and with the proceeds thereof pay and discharge all and every liability for which said stock has been pledged : *Provided, however*, That the General Council of the city of Louisville shall have no right or power, by ordinance or otherwise, to expend or appropriate the said proceeds of said stock, or any portion thereof, for any other purpose than that for which it was pledged as aforesaid ; but the said commissioners of the sinking fund shall, after paying or providing for said charge against said stock or fund, use the surplus, if any remains, in the payment of the floating debt of said city, created prior to January 1, 1880.

§ 2. That so much of all charters or parts of charters, acts or parts of acts, coming in conflict with this act, be, and the same are hereby, repealed.

§ 3. This act shall take effect and be in force from and after its passage.

Mr. Gathright moved the following amendment to said bill, viz:

Amend by adding the following to section 1 :

Provided further, That the power hereby conferred upon the commissioners of the sinking fund shall not be exercised until a majority of the voters of the city of Louisville, voting at an election to be held for that purpose or some general election, shall vote in favor of the power to sell said stock ; said election to be held after sixty days' public notice published in at least two English and one German daily paper, published in the city of Louisville. At said election, each voter shall be asked the question : "Are you for or against empowering the commissioners of the sinking fund to sell the stock of the Louisville and Nashville Railroad?" Said election shall be ordered by ordinance of the General Council of the city of Louisville, passed in a regular session, and approved by the Mayor.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R I. McQuiddy,
Alex. E. Adams,	Henry George,	Thos. J. Megibben,
Albert S. Berry,	C. W. Gilmore,	W. O. Mize,
Joseph Bertram,	Clinton Griffith,	A. B. Montgomery,
J. H. Bruce,	George T. Halbert,	John W. Rowlett,
M. T. Carpenter,	Samuel E. Hill,	James Shackleford,
A. R. Clarke,	C. N. Lewis,	Ishmael H. Smith,
Attila Cox,	T. J McElrath,	J. H. Wilkinson—25.
W. H. Frederick,		

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	G. W. Reeves,
R. G. Hays,	Clifton J. Pratt,	H. H. Skiles—6.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Skiles, from the Committee on the Judiciary—

An act to amend the charter of the city of Bowling Green.

By same—

An act amending the charter of the town of Franklin, Simpson county, Kentucky, and amendments thereto.

By same—

An act to incorporate the Paducah Electric Light and Heating Company.

By same—

An act to empower the county court of Boyle county to levy an ad valorem tax.

By Mr. Montgomery, from same committee—

An act incorporating the Stanford Town Hall Company.

By same—

An act to amend an act, entitled "An act to prohibit the sale of spirituous, vinous, and malt liquors in the village of Paint Lick, Garrard county," approved March 16th, 1871.

By same—

An act to incorporate the town of Sulphur Well, in Metcalfe county.

By same—

An act to incorporate the Methodist Episcopal Church, South, in the city of Columbus.

By same—

An act to amend an act, approved March 18th, 1878, incorporating Columbus, Kentucky, Manufacturing Company.

By same—

An act to incorporate the Father Matthew's Total Abstinence Society, of Maysville.

By same—

An act to amend the charter of the town of Montgomery, in Trigg county.

By same—

An act to amend the charter of the city of Columbus.

By same—

An act to amend an act, entitled "An act to incorporate the town of Lovelaceville, in Ballard county."

By same—

An act to incorporate the Christian County Agricultural and Mechanical Association of Colored People.

By same—

An act to incorporate the Bourbon County Colored Co-operative Association.

By same—

An act to amend the charter of the town of Jeffersonville, in Montgomery county.

By Mr. Skiles, from same committee—

An act in relation to second-hand or junk stores in the city of Paducah.

By Mr. Montgomery, from same committee—

An act to amend an act, entitled "An act to incorporate and establish the town of Lewisburg, in Mason county."

By same—

An act to amend an act, entitled "An act to revise and amend the charter of the city of Newport, in Campbell county," approved March the 8th, 1878.

By same—

An act to legalize the administration of oaths to appraisers of property by the marshal of the Louisville chancery court and his deputies.

By same—

An act to incorporate the Ten Broeck Race and Fair Company of Big Spring, Kentucky.

An act to incorporate the town of Big Spring, in the counties of Meade, Hardin, and Breckinridge.

By same—

An act to amend the charter of the town of Shelbyville.

By same—

An act authorizing Capital Lodge, No. 6, Independent Order of Odd Fellows, to fund its present bonded indebtedness.

By Mr. Halbert, from same committee—

An act to amend the charter of the town of Louisa.

By Mr. Hill, from the Committee on Education—

An act to amend an act, approved March 3d, 1856, entitled "An act to amend an act to incorporate the Greenville Female College," approved February 11th, 1854.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to repeal an act, entitled "An act to amend the charter of the town of Allensville, in Todd county," approved January 30th, 1871.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Diamond Island Bend Fence Company.

By Mr. George, from the Committee on Claims—

An act for the benefit of J. N. Holloway, of Lyon county, refunding to him $45 84.

By Mr. Hill, from the Committee on Education—

An act for the benefit of school district No. 33, in Nelson county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to repeal an act, entitled "An act to prevent the sale of spirituous, vinous, or malt liquors in the first magisterial district of Todd county," approved April 24th, 1873.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed an enrolled bill, which originated in the Senate, of the following title, viz:

An act incorporating the bank of Jas. Taylor & Sons, of Newport.

On motion of Mr. Carpenter, leave of absence, indefinitely, was granted Messrs. Foote, Adams, and Edwards.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruce, from the Committee on Railroads—

A bill to consolidate the Kentucky, Cumberland Gap, and Southern Railroad Company with the Kentucky Union Railway Company.

By Mr. Berry, from the Committee on Education—

A bill to amend an act, entitled "An act to incorporate the Brooksville Seminary," approved March 5th, 1868.

By Mr. Skiles, from the Committee on the Judiciary—

A bill to incorporate the Bowling Green Electric Light and Heating Company.

By Mr. Montgomery, from same committee—

A bill to regulate appeals from judgments of county courts.

By same—

A bill for the benefit of Carroll county.

By same—

A bill in regard to the election of surveyor of the county of Jefferson.

By same—

A bill to amend an act, entitled "An act for the benefit of Hardin county."

By same—

A bill to amend section 55 of the Criminal Code of Practice.

By Mr. McElrath, from the Special Committee on the Geological Survey—

A bill for the continuation of the Geological Survey.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was ordered to be printed, and made the special order of the day for Tuesday next, the 16th inst., at 12 o'clock, M., and from day to day thereafter until disposed of, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the Four Mile and Twelve Mile Turnpike Road Company, in Campbell county;

An act to create a special road law for the county of Grant;

An act to incorporate the Eden and Forest Grove Turnpike Road Company, in Bracken county;

An act amending an act, approved March 11th, 1878, entitled "An act to provide for the erection of a monument at the tomb of Gen. Zachary Taylor;"

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act regulating the advertising of real estate under execution sales for State and county taxes, sales under decrees and judgments, and regulating the compensation therefor;

An act for the benefit of the city of Frankfort;

An act to repeal section 29 of the revised and amended charter of the city of Newport in relation to weigher and measurer, &c.;

An act for the benefit of the sheriff of Casey county;

An act incorporating the bank of Jas. Taylor & Sons, of Newport, Kentucky;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bill, viz:

On motion of Mr. Megibben—

A bill to amend the several acts in relation to the town of Carlisle, in Nicholas county, approved March 16th, 1876.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the same.

The Senate, according to order, took up for consideration a bill, entitled

A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation.

Pending the consideration of which, Mr. Adair moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

MONDAY, MARCH 15, 1880.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, of the following title, viz:

An act to amend an act, entitled "An act to regulate tolls on turnpike and gravel roads in this Commonwealth, and to impose a penalty for excessive and illegal charges," approved April 10th, 1878.

That they had passed bills of the following titles, viz:

1. An act to incorporate anew the Elizaville and Helena Turnpike Company.

2. An act for the benefit of the Colored Christian Church at Poplar Plains, Fleming county.

3. An act to amend the charter of the Paducah and Lovelaceville Turnpike or Gravel Road Company.

4. An act for the benefit of Wm. Howerton, of Shelby county.

5. An act for the benefit of Anton Ehret.

6. An act for the benefit of Thos. Loftin, of McCracken county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 3d to the Com-

mittee on Internal Improvement; the 2d to the Committee on Religion and Morals, and the 4th, 5th, and 6th to the Committee on Claims.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate the Kentucky Lithographic Stone and Mining Company,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. P. P. Johnston moved the following resolution, viz:

WHEREAS, It is at all times, and especially at this late day of the session, desirable to avoid useless discussion; and whereas, there exists in the minds of many thoughtful men a grave doubt as to whether the question presented by the joint resolution, entitled "A resolution instructing the Governor in regard to the Keeper of the Penitentiary," can have any practical result; therefore, for the purpose of getting further light on this important preliminary consideration, be it

Resolved, That said resolution be, and is hereby, referred to a special committee of five appointed by the Speaker, to report to the Senate at an early day the legal force and effect, if any, said resolution would have if passed.

Which was twice read and adopted.

The yeas and nays being required thereon by Messrs. Hays and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Sam. E. Hill,	James Shackleford,
James Blackburn,	P. P. Johnston,	H. H. Skiles,
M. T. Carpenter,	T. J. McElrath,	Ishmael H. Smith,
Attila Cox,	A. B. Montgomery,	J. H. Wilkinson,
Henry George,	Clifton J. Pratt,	A. H. Willingham—16.
Clint. Griffith,		

Those who voted in the negative, were—

Albert S. Berry,	A. R. Clarke,	C. N. Lewis,
Joseph Bertram,	R. G. Hays,	R. I. McQuiddy,
J. H. Bruce,	Thomas Johnson,	W. O. Mize—9.

Whereupon, the Speaker appointed Messrs. P. P. Johnston, A. B. Montgomery, Geo. T. Edwards, C. J. Pratt, and Joseph Bertram said committee.

Mr. P. P. Johnston moved to reconsider the vote by which the Senate had adopted said resolution.

Mr. Blackburn moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Smith moved the following resolution, viz:

WHEREAS, We believe that the government has and is being swindled out of tens of thousands of dollars in the way of pensions paid to soldiers of the late war; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators and Representatives in Congress be requested to use their influence to have a law passed allowing no more claims paid in way of pensions to soldiers of the late war for claims set up since January 1, 1878.

Be it further resolved, That his Excellency, the Governor of this Commonwealth, cause copies of this preamble and resolution to be transmitted to each of our said Senators and Representatives.

Which, under the rule, lies over one day.

Mr. Bruce, from the Committee on Railroads, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved December 18th, 1850, and various other acts amendatory thereto,

Reported the same with an amendment.

Mr. Berry moved an amendment to said bill.

Mr. Shackleford moved to postpone the further consideration of said bill and pending amendments, and make them the special order of the day for to-morrow, at 11 o'clock, A. M., and from day to day thereafter until disposed of.

And the question being taken thereon, it was decided in the negative.

Mr. Shackleford then moved to postpone the further consideration of said bill and pending amendments until to-morrow, at 10½ o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Shackleford, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clinton Griffith,	H. H. Skiles,
Albert S. Berry,	R. G. Hays,	J. H. Wilkinson,
James Blackburn,	C. N. Lewis,	A. H. Willingham—10.
M. T. Carpenter,		

Those who voted in the negative, were—

J. H. Bruce,	Thomas Johnson,	A. B. Montgomery,
A. R. Clarke,	P. P. Johnston,	Clifton J. Pratt,

Geo. T. Edwards, T. J. McElrath, James Shackleford,
Henry George, R. I. McQuiddy, Ishmael H. Smith—14.
Sam. E. Hill, W. O. Mize,

The Senate, according to order, took up for consideration a bill, entitled

A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation.

The question was then taken on the amendment heretofore proposed by Mr. Carpenter to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs Griffith and Hill, were as follows, viz:

Those who voted in the affirmative, were—

M. T. Carpenter, C. N. Lewis, J. H. Wilkinson,
Henry George, A. B. Montgomery, A. H. Willingham—7.
C. W. Gilmore,

Those who voted in the negative, were—

Alex. E. Adams, Geo. T. Edwards, R. I. McQuiddy,
Albert S. Berry, Clinton Griffith, W. O. Mize,
James Blackburn, R. G. Hays, James Shackleford,
J. H. Bruce, Sam. E. Hill, H. H. Skiles,
A. R. Clarke, P. P. Johnston, Ishmael H. Smith—16.
Attila Cox,

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That so much of an act, entitled "An act to incorporate the Green and Barren River Navigation Company," approved March 9th, 1868, as loaned and conveyed to the corporators therein named, and their associates and successors, the Green and Barren River Line of Navigation, and their tributaries, together with the grounds, houses, water-works, water-power, tools, machinery, implements, and appurtenances; or as authorized the Governor to make such conveyance; and so much of said act as gave to said Company the tolls and revenues arising, or to arise, from said line of navigation, be, and the same are hereby, repealed.

§ 2. That the Commissioners of the Sinking Fund be, and are hereby, authorized and directed, for and on behalf, and in the name of the Commonwealth of Kentucky, to take possession of the Green and Barren River Line of Navigation, together with all houses, grounds, water-power, works, tools, implements, and machinery belonging thereto, on the first day of June, 1880, or as soon thereafter as practicable, by suitable agents appointed by them for that purpose.

§ 3. That, until otherwise provided by law, the Commissioners of the Sinking Fund shall, so far as slack-water navigation on said river is concerned, and the preservation, in good repair, of the locks and dams on said rivers, and the appurtenances thereunto belonging, do and perform the duties which devolved by law upon the Board of Internal Improvement, during the existence of said Board, except as herein otherwise provided.

§ 4. Said Commissioners shall appoint a suitable person to take charge of said line of navigation as superintendent, who shall hold his office during the pleasure of said Commissioners; shall possess a thorough knowledge of civil engineering; and who, before entering upon the duties of his office, shall take an oath to faithfully perform the duties thereof; and shall execute a bond to the Commonwealth of Kentucky in the penal sum of five thousand dollars, conditioned upon a faithful and honest discharge of his official duties, and prompt and full accountability for the moneys received and disbursed by him, with surety to be approved by the Governor, and attested; which bond shall be filed in the office of the Secretary of State; and for any failure on the part of such superintendent to report and pay over promptly the money collected by him for toll or lockage, at the time and to the persons hereinafter specified, or for other misfeasance or malfeasance in office, suit may be instituted in the Franklin circuit court in the name of the Commonwealth.

§ 5. The superintendent shall appoint a suitable lock-keeper at each lock at not exceeding the ordinary monthly wages of the locality for trustworthy laborers. He shall also appoint one collector, and, if necessary, a second collector, to be stationed at such locks as may be found necessary for an efficient collection of tolls. The collectors shall be competent book-keepers and accountants, and shall receive the ordinary monthly wages of such persons in the neighborhood where they are stationed, not exceeding $50 per month, and shall execute bond to the Commonwealth of Kentucky in the penal sum of $500, with surety to be approved by the superintendent, for the faithful discharge of their trusts, which bond shall be deposited with the Secretary of State; and for violation of official duty on the part of any collector, like remedy may be had upon his bond, as upon the bond of the superintendent.

§ 6. The collector, when there is one present, and when not, then the lock-keeper, shall have the custody and control, subject always to the superintendent, of all the State property at the respective locks. The collectors shall collect from each boat, barge, raft, or craft such tolls and lockage as shall be prescribed by the Commissioners of the Sinking Fund; and it shall be their duty to keep a book account, in such form as the Commissioners may prescribe, of all such collections; and the superintendent, in like manner, shall make remittances weekly, and oftener if the Commissioners direct, of the sums received by him, to the Commissioners of the Sinking Fund, who shall deposit the money thus received in the State Treasury to the credit of the Green and Barren river line of navigation; and all money arising from tolls and lockage on said line of navigation shall be kept by the Treasurer as a separate fund, to be used in improving and keeping in repair said line of navigation, in the purchase and preservation of the necessary implements and machinery, in the payment of salaries or wages to the agents and laborers employed on said line, and for no other purpose, and shall be drawn on the warrant of the Governor.

§ 7. Whenever repairs or improvements are needed to be made upon any part of said line, of a cost of not exceeding $200 at any one place, it shall be the duty of the superintendent to have the same made promptly, reporting immediately to the Commissioners of the Sinking Fund the nature, necessity, and cost of the work. For sums of a greater amount than $200 at any one place, he shall first receive the sanction of the Commissioners before incurring the expense; but it shall be the duty of the Commissioners to act promptly; satisfying themselves of the fitness and necessity, by suitable examination by one of themselves, or by their

agent, if they shall deem it necessary. Every account against the line shall be duly certified by the superintendent, with items and cost, and shall be referred to the Commissioners, who shall report it, with their opinion indorsed thereon, to the Governor, who, if he approves, shall draw his warrant upon the Treasurer for the amount, to be paid out of the Green and Barren river fund.

§ 8. The Commissioners of the Sinking Fund shall prescribe the rates of tolls and lockage and a tariff of freights to be charged upon said line, which rates shall not exceed those prescribed by the Board of Internal Improvement prior to the year 1861; shall cause a list of the rates which they may establish to be printed, and furnish as many copies thereof as may be necessary to the superintendent, who shall cause them to be posted in the office or other suitable place, at each lock, for the information of the public and the government of the collectors of tolls.

§ 9. The superintendent shall receive an annual salary of $2,000, to be paid in equal monthly installments, out of the Green and Barren River Navigation fund. He shall keep an office at Bowling Green or Rockport; and it shall he his duty, on or before the fifth of each month, to make out, certify, and forward to the Commissioners of the Sinking Fund, to be submitted like other accounts to the Governor for payment, a pay-roll for himself and employes, which roll shall have the names of all employes required under this act to be employed on said line, the number of days each one shall have worked the preceding month, the rate of wages and kind of labor performed by each, and the whole added together. A similar roll, receipted by the persons to whom payment is made, and certified by the superintendent, or other reliable witness to the payment, shall accompany the superintendent's monthly account as a voucher, and every other payment of money shall be evidenced by a receipt or other form of voucher, as the Commissioners may prescribe, to accompany the superintendent's monthly account of receipts and advancements, which shall be presented to the Commissioners of the Sinking Fund within ten days, by the 20th of each month, for the month preceding.

§ 10. The superintendent shall also make out and forward to the Commissioners annually, on the 10th of January, a report upon the general condition of the navigation, its operations during the past year, the work done upon it, and at what localities, in repairs and improvements, and any suggestions that may seem pertinent or necessary concerning its future requirements and management. This report shall be accompanied by an abstract according to prescribed forms, and certified by the superintendent, of the receipts and expenditures during the year preceding the 1st of January, and by tabular statements setting forth the number of boats, loaded and empty; the quantity of each article, and the number of passengers passed through the locks, and the amounts received for toll on the various articles and under the various heads, which report and statements shall be printed for the information of the Legislature and the public; forwarded by express on every regular packet or express day, to the superintendent, unless otherwise ordered by him, all moneys so collected, together with a detailed statement, according to prescribed forms, of the sources from which received out of the articles on which collected.

§ 11. This act shall take effect from its passage.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

On motion of Mr. Montgomery,

Ordered, That the further consideration of said bill be postponed until 12 o'clock, M., to-morrow.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for a Branch Penitentiary.

Mr. P. P. Johnston moved to amend the title thereof by striking out the words "Branch Penitentiary," and inserting in lieu thereof the words "Reformatory Prison."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. George and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Sam. E. Hill,	H. H. Skiles,
James Blackburn,	T. J. McElrath,	Ishmael H. Smith,
Attila Cox,	R. I. McQuiddy,	A. H. Willingham—10.
Geo. T. Edwards,		

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	C. N. Lewis,
Joseph Bertram,	Clinton Griffith,	W. O. Mize,
J. H. Bruce,	R. G. Hays,	Clifton J. Pratt,
M. T. Carpenter,	P. P. Johnston,	J. H. Wilkinson—13.
A. R. Clarke,		

Mr. P. P. Johnston moved to reconsider the vote by which the Senate had refused to adopt said proposed amendment.

Which motion was simply entered.

On motion of Mr. P. P. Johnston, the further consideration of said bill was postponed until 12 o'clock, M., to-morrow.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend article 11, chapter 29, of General Statutes, title "Crimes and Punishments."

On motion of Mr. Carpenter,

Ordered, That said bill be printed, and the further consideration thereof be postponed and made the special order of the day for Wednesday next, at 12 o'clock, M., and from day to day thereafter until disposed of.

The Senate, according to order, took up for consideration a bill, entitled

An act to amend article 2, chapter 53, of the General Statutes, entitled "Idiots and Lunatics."

The question was then taken on the motion heretofore entered by Mr. George to reconsider the vote by which the Senate had refused to pass said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McElrath and Bertram, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	T. J. McElrath,
Albert S. Berry,	Clint. Griffith,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	H. H. Skiles,
M. T. Carpenter,	Samuel E. Hill,	Ishmael H. Smith,
Henry George,	C. N. Lewis,	A. H. Willingham—15.

Those who voted in the negative, were—

James Blackburn,	Geo. T. Edwards,	Clifton J. Pratt,
J. H. Bruce,	P. P. Johnston,	Jas Shackleford,
A. R. Clarke,	R. I. McQuiddy,	J. H. Wilkinson—11.
Attila Cox,	Alex. B. Montgomery,	

On motion of Mr. Hays,

Ordered, That the further consideration of said bill be postponed until Wednesday next.

Leave was granted to bring in the following bills, viz:

On motion of Mr. P. P. Johnston—

1. A bill to provide for the punishment of the crime of seduction.

On motion of Mr. Hays—

2. A bill for the benefit of W. C. Kennedy, of Louisville.

On motion of Mr. Pratt—

3. A bill to prevent obstructions in Little and Big Greasy creeks, in Hopkins county.

Ordered, That the Committee on Printing prepare and bring in the 1st; the Committee on Finance the 2d, and the Committee on Propositions and Grievances the 3d.

The Senate, according to order, took up for consideration a bill, entitled

A bill authorizing and directing the sale of the house and grounds situated in Frankfort, and known and used as a Governor's Mansion.

Mr. McElrath moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

Mr. P. P. Johnston moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

TUESDAY, MARCH 16, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, entitled

An act legalizing certain orders of the county court of Carter county concerning the purchase and sale of certain lands.

An act legalizing the purchase of certain lands by Carter county, and authorizing the sale and conveyance of the same.

That they had passed bills of the following titles, viz:

1. An act to alter and amend sections 8 and 22, article 8, and section 17, article 11, and to repeal sections 2 and 3, article 11, General Statutes, title "Revenue and Taxation."

2. An act to amend chapter 801 of the Acts of the General Assembly for the session of 1869–'70.

3. An act to continue and extend the charter of the Franklin Insurance Company of Louisville, and to amend said charter.

4. An act to legalize the levy and collection of railroad taxes for the year 1878 in the original election precincts Nos. 1, 5, and 9, in Nelson county.

5. An act for the benefit of Taylor county.

6. An act for the benefit of Minnie Morrissey, of Fleming county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, and 4th to the Committee on General Statutes; the 3d to the Committee on Banks and Insurance; the 5th to the Committee on Finance, and the 6th to the Committee on Claims.

The Speaker laid before the Senate the following response of the Auditor of Public Accounts to a Senate resolution in regard to the counties in this State whose revenue for the year 1879 remains unpaid:

STATE OF KENTUCKY,
OFFICE OF AUDITOR OF PUBLIC ACCOUNTS,
FRANKFORT, March 8, 1880.

Hon. JAMES E. CANTRILL, *Lieut. Governor and Speaker of the Senate:*

SIR: I respectfully submit the following in response to Senate resolution directing the Auditor of Public Accounts to furnish—

"The number of counties in this Commonwealth without sheriffs; the amount now due the Commonwealth from sheriffs for revenue; the number of suits now pending against sheriffs or their sureties, and any other information he may have upon or relating to the deficiency in the revenue."

The following counties are without sheriffs—that is, they have no bond for the collection of the revenue filed in this office, viz:

Adair, Casey, Grayson, Green, Henderson, Henry, Jessamine, Leslie, Letcher, McCracken, McLean, Mercer, Nelson, Nicholas, Perry, Pulaski, Russell, Simpson, Taylor, Trigg, Union, Washington, Webster, and Whitley.

There is due from sheriffs, viz:

Revenue, 1860	$26,723 41
Revenue, 1861	15,403 46
Revenue, 1862	15,180 81
Revenue, 1863	14,362 43
Revenue, 1864	14,184 94
Revenue, 1867	11,491 36
Revenue, 1868	1,719 32
Revenue, 1869	5,095 77
Revenue, 1870	13,660 60
Revenue, 1871	1,486 37
Revenue, 1872	14,181 57
Revenue, 1873	28,198 14
Revenue, 1874	27,678 39
Revenue, 1875	29,738 02
Revenue, 1876	15,125 76
Revenue, 1877	11,186 45
Revenue, 1878	93,969 39
Total	$339,386 19

There remains of the revenue of 1879 uncollected, $681,578 63.

There are pending thirty-three suits against delinquent sheriffs, brought since the year 1874. Much of this large sum outstanding might have been collected, perhaps, by proper proceedings. But it seems to have been the habit of past Legislatures to release sheriffs and their sureties from their obligations to the State, almost without stint or reason, upon the mere asking; and I regret to see that the present Legislature seems disposed to pursue the same course. They have already released quite a number of sheriffs and sureties, with a large number of leaves for such bills yet to be acted on. It seems to me that this is not a good way to fill a depleted Treasury.

Our revenue and taxation laws are very defective; but the very root of all the trouble lies in the mode of assessment. Let a fair and equitable assessment be made of all taxable property in the State, and it will give a revenue quite sufficient to meet all expenses, without an increase of tax-

ation. I think that, if the assessor were paid a per centum on the amount realized from his assessment, instead of the present compensation per list, it would make quite a difference in the revenue. No fear need be entertained that the assessment would thereby be made excessive, since the Board of Supervisors can be called upon to intervene.

It will be seen that the sheriffs of many of the best counties in the State have not given bond for the collection of the revenue. They say the commission does not compensate them for the labor and responsibility of the office. In some of these counties the sheriffs of late years were induced to assume the collection of the revenue only upon the promise of a commission of ten per cent. upon the entire revenue, which was afterwards ratified by the Legislature by special acts. This is unequal and unjust to other sheriffs. If it is worth ten per cent. to collect the revenue in Pulaski or Union counties, other sheriffs ought to be entitled to the same. I think if the sheriffs were paid better the revenue would be more promptly and more fully paid in.

Except for the year 1877, Perry county has not paid in her full revenue since 1872. In 1876 and 1878 it had no sheriff, and not a dollar was paid into the Treasury for the revenue of those years.

All of which is respectfully submitted.

FAYETTE HEWITT, *Auditor.*

Ordered, That said response be printed, and referred to the Special Committee on Revenue and Taxation.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to repeal section 29 of the revised and amended charter of the city of Newport in relation to weigher and measurer, &c.

An act for the benefit of the sheriff of Casey county.

An act for the benefit of the city of Frankfort.

An act regulating the advertising of real estate under execution sales for State and county taxes, sales under decrees and judgments, and regulating the compensation therefor.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 16th, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as members of the Board of Visitors of the Kentucky Institution for the Education of the Blind, the following named gentlemen, for the term prescribed by law, viz: Dr. T. S. Bell, Hon. W. T. Bullock, Gavin H. Cochran, W. N. Haldeman, Hon. James Harrison, Hon. T. L. Jefferson, Wm. Kendrick, Hon. H. J. Stites, and Jno. A. Carter.

Respectfully,

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act in reference to the inspection, sale, and storage of oils made from coal, petroleum, &c., approved February 21st, 1874,

Reported the same without amendment.

Mr. Berry moved to amend said bill by striking out the enacting clause thereof.

And the question being taken thereon, it was decided in the negative.

Mr. Berry moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

So said bill was disagreed to.

Mr. Thos. Johnson then moved to reconsider the vote by which the Senate had disagreed to the passage of said bill.

Mr. P. P. Johnston moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Rowlett and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. W. Gilmore,	Ishmael H. Smith,
James Blackburn,	Thomas Johnson,	Richard J. White,
J. H. Bruce,	P. P. Johnston,	J. H. Wilkinson—11.
Geo. T. Edwards,	Clifton J. Pratt,	

Those who voted in the negative, were—

Alex. E. Adams,	Samuel E. Hill,	A. B. Montgomery,
Attila Cox,	C. N. Lewis,	John W. Rowlett,
Henry George,	T. J McElrath,	James Shackleford,
George T. Halbert,	W. O. Mize,	A. H. Willingham—12.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred bills from the House of Representatives, of the following titles, viz:

An act to still further regulate the rights and duties of trustees for the benefit of creditors;

An act for the benefit of J. W. Lee, of Trimble county;

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bills were disagreed to.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved December 18th, 1850, and various other acts amendatory thereto.

Said bill reads as follows, viz :

WHEREAS, Under, and in pursuance of the provisions of an act of the General Assembly of the Commonwealth of Kentucky, entitled "An act authorizing the sale of the Maysville and Big Sandy Railroad, and providing for the organization of a new company under its charter to construct said road," approved February 17th, 1866, and an act to amend said last mentioned act, approved February 28th, 1867, and of the laws of the State of Kentucky, legal proceedings were instituted for the foreclosure of a mortgage upon said Maysville and Big Sandy Railroad, and such proceedings were had that all the chartered rights, privileges, property, rights, and credits of said Railroad Company were sold at public sale to the highest bidder, at which sale the said chartered rights, privileges, property, rights, and credits were struck off, and sold to Harrison Taylor, William H. Wadsworth, Michael Ryan, John B. Poyntz, Elizabeth Gray, John G. Hickman, the latter as assignee of Charles B. Coons, deceased, and the said sale having been ratified and confirmed by the court, the title to said chartered rights, privileges, property, rights, and credits of said company were conveyed to the purchasers by a commissioner appointed by the court by deed recorded in Mason county court clerk's office; and whereas, the said purchasers, in pursuance of the said acts, did subsequently reorganize the said Maysville and Big Sandy Railroad Company under the same corporate name, and the company has since continued, and still continues to exist as a duly organized corporation, organized to construct, maintain, and operate a railroad from the city of Maysville, in the State of Kentucky, to the Big Sandy river, by such route as the company might select, and as might be found practicable; now, therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the proceedings for the sale and purchase of all the chartered rights, privileges, property, rights, and credits of the Maysville and Big Sandy Railroad Company, under and in pursuance of the provisions of act of the General Assembly of the Commonwealth of Kentucky, entitled "An act authorizing the sale of the Maysville and Big Sandy Railroad, and providing for the organization of a new company under its charter to construct said road," approved February 17th, 1866, an act to amend said last mentioned act, approved February 28th, 1867, and of the laws of the State of Kentucky, be, and the same are hereby, ratified and confirmed, and that the subsequent reorganization of the Maysville and Big Sandy Railroad Company, under and in pursuance of said acts, are also hereby ratified and confirmed, and said reorganized corporation is hereby declared to be vested with all chartered rights, privileges, property, rights, credits, and franchises granted to and conferred upon, or which were vested in, the Maysville and Big Sandy Railroad Company by an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved

December 18th, 1850, and each and every act amending the same, as well as by the act above mentioned, approved February 17th, 1866, and the act to amend the same, approved February 28th, 1867, or which were acquired by said company under any or either of said acts or amendments.

§ 2. That the said Maysville and Big Sandy Railroad Company, as reorganized, in addition to the powers and authority, franchises, rights, and privileges heretofore or herein conferred upon and vested in it, be, and it is hereby, authorized and empowered to construct, maintain, and operate a railroad from its present western terminus in the city of Maysville, to a connection with the Cincinnati Southern Railroad at such point as it may deem best, not further south from the Ohio river than Walton, on the line of said road, and to a connection with any other railroad between said city of Maysville and said Cincinnati Southern Railroad, with all the powers, franchises, rights, and privileges as to said railroad, herein authorized to be built, as are herein or have been heretofore conferred upon and granted to the Maysville and Big Sandy Railroad Company, between Maysville and the Big Sandy river, by the act of original incorporation, approved December 15th, 1850, and by the above mentioned act authorizing the sale of said railroad, and the organization of a new company to construct said road, approved February 17th, 1866, and by any and all acts passed to amend said acts or either of them.

§ 3. This act to be in force from its passage

The amendment proposed by the committee to said bill reads as follows, viz:

Provided, That nothing herein shall affect any legal questions or rights, if any there be, growing out of a former contract by said company with the Kentucky and Great Eastern Railroad Company.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Berry moved to amend said bill by adding thereto the following proviso, viz:

Provided, The western terminus of said road shall be at Newport, Kentucky.

And the question being taken thereon, it was decided in the negative.

Mr. Berry then moved to amend said bill by adding thereto the following proviso, viz:

Provided, The provisions of said act shall not apply to Campbell county.

And the question being taken thereon, it was decided in the affirmative.

Mr. Blackburn moved to amend said bill by adding thereto the following proviso, viz:

Provided, That the Legislature shall have the right to alter or amend this act, and all acts to which this is an amendment, as though said act or acts had been passed since 1856.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Rowlett moved the following resolution, viz:

WHEREAS, Information has reached us that the Rev. Henry Ward Beecher will be in this city to-day for a short time; therefore, be it

Resolved, That a committee of two be appointed to meet him at the depot and invite him to address the Senate, and that if he accept, they escort him to the Chamber.

Which was twice read and adopted.

Whereupon, the Speaker appointed Messrs. Rowlett and Blackburn said committee.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Montgomery, from the Committee on the Judiciary—

A bill to provide for the transfer of cases from the docket of the criminal court of the eleventh judicial district to docket of the circuit court.

By Mr. Halbert, from the Committee on General Statutes—

A bill to amend section 19, chapter 42, of the General Statutes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Leave was granted to bring in the following bill, viz:

On motion of Mr. Megibben—

A bill for the benefit of John P. Raymond, of Robertson county.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the same.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act declaring it a misdemeanor for any person to use abusive or insulting language in the presence of another, intending

thereby to insult such other person or persons with the intention to provoke an assault, and prescribing a penalty therefor,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That whoever shall, in the presence of another person or persons, use any abusive or insulting language, intending thereby to insult such other person or persons, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be fined not exceeding twenty dollars, in the discretion of the court or jury trying the case.

§ 2 If the offender be a male, and the person so injured be a female, the offender shall be fined in any sum not exceeding fifty dollars, in the discretion of the court or jury trying the case.

§ 3. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McElrath and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Sam. E. Hill,	A. B. Montgomery,
J. H. Bruce,	Thomas Johnson,	Clifton J. Pratt,
Geo. T. Edwards,	P. P. Johnston,	John Walter Rowlett,
W. H. Frederick,	C. N. Lewis,	H. H. Skiles,
John T. Gathright,	R. I. McQuiddy,	Ishmael H. Smith,
C. W. Gilmore,	W. O Mize,	J. H. Wilkinson—19.
George T. Halbert,		

Those who voted in the negative, were—

Joseph Bertram,	Clinton Griffith,	D. G. Mitchell,
Attila Cox,	T. J. McElrath,	Richard J. White,
Henry George,	Thos. J. Megibben,	A. H Willingham—9.

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation.

Mr. Hays moved to reconsider the vote by which the Senate had ordered said bill to its third reading.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	D. G. Mitchell,
C. W. Gilmore,	C. N Lewis,	J. H. Wilkinson,
George T. Halbert,	T. J. McElrath,	A. H. Willingham—9.

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	A. B. Montgomery,
Albert S. Berry,	Henry George,	Clifton J. Pratt.
Joseph Bertram,	Clint. Griffith,	John W. Rowlett,
James Blackburn,	Sam. E. Hill,	James Shackleford,
J. H. Bruce,	Thomas Johnson,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	Ishmael H. Smith,
Geo. T. Edwards,	R. I. McQuiddy,	Richard J. White—23.
W. H. Frederick,	Thos. J. Megibben,	

Mr. Adair moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

WEDNESDAY, MARCH 17, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Eden and Forest Grove Turnpike Road Company, in Bracken county.

An act amending an act, approved March 11th, 1878, entitled "An act to provide for the erection of a monument at the tomb of Gen. Zachary Taylor."

An act for the benefit of the Four Mile and Twelve Mile Turnpike Road Company, in Campbell county.

That they had passed a bill, which originated in the Senate, of the following title, viz:

An act to amend section 19, chapter 42, of the General Statutes.

That they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the Richmond and Southwestern Railway Company to build, maintain, and operate a railroad in the State of Kentucky.

An act to charter the town of Ewing.

That they had passed bills of the following titles, viz:

1. An act authorizing the Commissioners of the Sinking Fund to direct the Auditor of Public Accounts to transfer to the revenue proper the surplus in the Sinking Fund.

2. An act to provide means for supplying any deficiency that may occur in the State revenue for the ordinary expenses of the government within the next two years.

3. An act to amend the revenue laws.

4. An act empowering Louisa Eskridge to act as a *feme sole*.

5. An act to legalize certain orders of the Breckinridge county court of claims made at its January term, 1880.

6. An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Morehead, in Rowan county.

7. An act to prevent the retailing of spirituous, vinous, or malt liquors in quantities less than ten gallons within one mile of the Lewisburg Institute, in Mason county.

8. An act to incorporate the Methodist Mutual Association of Kentucky.

9. An act to incorporate the Fox Creek and Bond's Mill Turnpike Road Company, in Anderson county.

10. An act to authorize the county court of Anderson county to levy and collect an ad valorem tax in said county.

11. An act to amend the charter of the Alton and Camdenville Turnpike Road Company, approved March 26th, 1878.

12. An act to incorporate the Case Crowder and Ethrington Turnpike Road Company, in Anderson county.

13. An act to incorporate a turnpike road company to construct a road from Campbellsville via Elkton to Mannville.

14. An act for the benefit of the coroner of Fayette county.

15. An act providing for special judges of county courts in certain cases in the counties of Carter and Elliott.

16. An act requiring persons having claims against the counties of Magoffin, Floyd, Carter, Elliott, Menifee, Johnson, Fleming, Lin-

coln, Nicholas, Robertson, or Bath to file them ten days before the first day of their annual courts of claims.

17. An act to incorporate the Dry Ridge, Lawrenceville, and Owen Turnpike Company.

18. An act for the benefit of David A. Powers, of Hancock county.

19. An act for the benefit of J. C. Hays, present sheriff of Hardin county.

20. An act to incorporate the Salvisa, Kirkwood, and Johnsonville Turnpike Road Company, in Anderson county.

21. An act to incorporate the Oddville and Stony Point Turnpike Road, in Harrison county.

22. An act to regulate voting at primary elections, and prevent fraud therein, for the benefit of Harrison, Bourbon, and Kenton counties.

23. An act to establish and incorporate the town of Seymour, in Hart county.

24. An act regulating the jurisdiction of the courts of Hart county over claims against said county in certain cases.

25. An act to amend an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17th, 1874.

26. An act to amend an act, approved March 3d, 1880, entitled "An act to amend an act, entitled 'An act to amend and reduce into one the several acts concerning the city of Henderson,'" approved February 11th, 1867, and the several acts amendatory thereto.

27. An act to amend an act, entitled "An act to repeal the charter of the town of Corydon, Henderson county, and re-incorporate the same," approved March 8th, 1876.

28. An act for the benefit of Martha A. Tupman.

29. An act authorizing the stockholders of the Lexington and Big Sandy Railroad, Eastern Division, to change the name of said corporation.

30 An act to establish a road law for the county of Boyd.

31. An act to authorize the Henry county court to issue bonds, bearing interest at the rate of six per centum per annum, to sell said bonds, and apply the proceeds to the payment of other bonds of Henry county now outstanding, which were issued for cost of court-house construction, and to provide for the payment of the new bonds.

32. An act for the benefit of Oliver Wilhoit, of Henry county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 2d to the Committee on the Sinking Fund; the 3d, 5th, 10th, 15th, 18th, 22d, 23d, 24th, 25th, 26th, 27th, 30th, 31st, and 32d to the Committee on General Statutes; the 6th, 14th, 4th, 16th, and 19th to the Committee on Propositions and Grievances; the 7th to the Committee on Religion and Morals; the 9th, 11th, 12th, 13th, 17th, 20th, and 21st to the Committee on Internal Improvement; the 28th to the Committee on Claims; the 29th to the Committee on Railroads, and the 8th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruce, from the Committee on Railroads—

A bill to incorporate the West End Transportation Company of the city of Louisville.

By Mr. Skiles, from the Committee on the Judiciary—

A bill to incorporate the Kentucky Steam Heating and Electric Lighting Company.

By Mr. Edwards, from same committee—

A bill to amend and reduce into one the acts relating to the town of Russellville.

By Mr. Blackburn, from the Committee on Charitable Institutions—

A bill to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876.

By Mr. Cox, from the Committee on Sinking Fund—

A bill to authorize the Governor to borrow money from the Sinking Fund, and place the same to the credit of the revenue proper.

By Mr. Pratt, from the Committee on the Judiciary—

A bill to amend section 12 of chapter 67, title "Laws," of the General Statutes.

By Mr. Montgomery, from same committee—

A bill to regulate proceedings in common law cases in the twelfth, commonly known as the Covington judicial district.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to improve and keep in order the turnpike roads of Logan county.

By same—

A bill to amend an act, entitled "An act to regulate the sale of spirituous or intoxicating beverages in Lewis county."

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend section 19, article 1, chapter 94, General Statutes.

By Mr. McElrath, from the Committee on the Judiciary—

A bill to amend article 19 of chapter 29 of the General Statutes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was postponed and made the special order of the day for Tuesday, the 23d inst., at 12 o'clock, M., and from day to day thereafter until disposed of, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hill, from the Committee on Education—

An act to incorporate the Young Ladies' Academy of the Visitation of Mount Admirabilis.

By Mr. McElrath, from the Committee on the Judiciary—

An act to incorporate the town of Port Royal, in Henry county.

By Mr. Pratt, from same committee—

An act changing and fixing the corporate limits of the town of West Liberty, in Morgan county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to provide for the holding of terms of the criminal court at Alexandria, in the 12th judicial district.

By Mr. Pratt, from the Committee on Education—

An act to amend an act, entitled "An act to organize and establish a system of public schools in the city of Hopkinsville for white children," approved March 13, 1872.

By Mr. Carpenter, from the Committee on General Statutes—

An act for the benefit of Mrs. Sarah A. Baird, of Spencer county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to relieve Edward D. and Thos. C. Smith, of Scott county, Chas. K. Wheeler, of Christian county, and Wm. A. Jewell, of Hancock county, from disabilities of infancy.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the Middle Division of the Cumberland and Ohio Railroad Company.

By Mr. Pratt, from the Committee on the Judiciary—

An act to incorporate the Union Benevolent Society, No. 2, of Owensboro.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Berry moved to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved December 18th, 1850, and various other acts amendatory thereto.

Which motion was simply entered.

The following petition was presented, viz:

By Mr. Skiles—

The petition of sundry citizens of Warren county, praying for the establishment of a Branch Penitentiary at Bowling Green.

Which was received, the reading dispensed with, and referred to the Committee on the Penitentiary.

Mr. Hill moved the following resolution, viz:

Resolved by the Senate, That from and after this date the Senate will convene at 9 o'clock, A. M., and that no special order shall be set for or taken up before 12 o'clock, M., on any day, and that the standing committees shall have the floor till that hour.

Which was twice read and adopted.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 17, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits designated herein, the following named persons, and ask your advice and consent thereto:

C. B. Pearce, jr., Mason county.
W. E. Selecman, Washington county.
James G. Givens, Jefferson county.
Junius Rochester Jefferson county.
John Speed, Jefferson county.
Alfred Peyton, Jefferson county.
John S. Carpenter, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. McElrath, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate the town of New Campbellsburg, in Henry county,

Reported the same with an amendment as a substitute therefor.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Montgomery, from the Committee on the Judiciary, reported a bill, entitled

A bill to define and secure the property rights of married women,

With the expression of opinion that said bill ought not to pass.

Leave was granted to bring in the following bills, viz:

On motion of Mr. McElrath—

1. A bill, entitled "An act to incorporate the Union Trust Company."

On motion of same—

2. A bill, entitled "A bill for the benfit of the Eminence and Clover Creek Turnpike Road Company."

On motion of Mr. Berry—

3. A bill to amend section 19, article 1, chapter 94, General Statutes.

On motion of same—

4. A bill to amend section 6, article 11, chapter 92, of the General Statutes.

On motion of same—

5. A bill, entitled "An act to authorize the Richmond and Southwestern Railway Company to extend its railroad in the State of Kentucky."

On motion of Mr. Mize—

6. A bill providing for the improvement of the navigation of Quicksand creek, in Breathitt county.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st; the Committee on Printing the 2d, 3d, and 4th; the Committee on Railroads the 5th, and the Committee on Internal Improvement the 6th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Oddville, Smithsonville, and Clayville Turnpike Road Company;

An act to incorporate the Paducah and Mayfield Gravel Road Company;

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in districts Nos. 3 and 6, in Hancock county;"

An act to amend the charter of the Winchester and Muddy Creek Turnpike Road Company;

An act to amend an act, entitled "An act to amend the charter of the Covington and Lexington Turnpike Road Company;"

An act for the benefit of the Winchester, Iron Works, and Schollsville Branch Turnpike Road Company;

An act to incorporate the Plummer's Landing and Muse's Mill Turnpike Road Company;

An act legalizing the sale of the Lawrenceburg and Shryock's Ferry Turnpike Road;

An act to re-enact and amend an act, entitled "An act to authorize the people of Henry county to vote a tax for the purpose of aiding companies in the building of turnpike roads in said county," approved March 9th, 1869, and the acts amendatory thereto;

An act to extend the time for the completion of the Alexandria and Flag Spring Turnpike, in Campbell county;

An act to amend an act, entitled "An act to incorporate the Somerset and Clio Turnpike Road Company;"

An act to incorporate the town of McKinney, Lincoln county;

An act to amend the charter of the town of Lawrenceburg;

An act for the benefit of the Bloomfield and Springfield Turnpike Road Company;

An act to amend the charter of the Glencoe and Sugar Creek Turnpike Company, in Gallatin county;

An act to amend an act, entitled "An act to authorize the county court of Lawrence county to levy an additional tax for road and bridge purposes and for public improvements;"

An act to amend an act to incorporate the Agricultural and Mechanical Association in Calloway county;

An act appointing commissioners to re-plat the town of California, in Campbell county;

An act to repeal an act, entitled "An act to change the time for holding the county court of Woodford county," approved February the 19th, 1880;

An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Elizabeth Church, in Grant county;

An act to provide for the collection of the State revenue due from Pulaski county for the years 1880 and 1881;

An act to incorporate the Diamond Island Bend Fence Company;

An act authorizing precinct No. 2, in Garrard county, to subscribe to the capital stock of the Lancaster and Buckeye Turnpike Road Company, and to provide for the payment of such subscription;

An act for the benefit of school district No. 33, in Nelson county;

An act to authorize lands sold under executions or judgments of courts to be sold in front of the Planters' Hotel until a court-house is rebuilt in Ballard county;

An act to amend an act, entitled "An act to incorporate and establish the town of Lewisburg, in Mason county;"

An act to incorporate the Yarnallton Turnpike Road Company, in Fayette county;

An act to empower the county court of Boyle county to levy an ad valorem tax;

An act for the benefit of J. N. Holloway, of Lyon county, refunding to him $45 84;

An act to amend an act, entitled "An act to regulate the manner of holding and transmitting church property of the Roman Cath-

olic Church in the Diocese of Covington," approved March 9th, 1854, and an act to amend the same, approved March 6th, 1878;

An act to legalize the administration of oaths to appraisers of property by the marshal of the Louisville chancery court and his deputies;

An act to incorporate the Independence Cemetery Company;

An act to amend an act, entitled "An act to prohibit the sale of spirituous, vinous, and malt liquors in the village of Paint Lick, Garrard county," approved March 16th, 1871;

An act to incorporate the town of Big Spring, in the counties of Meade, Hardin, and Breckinridge;

An act to amend an act, entitled "An act to revise and amend the charter of the city of Newport, in Campbell county," approved March the 8th, 1878;

An act to amend the charter of the town of Louisa;

An act to incorporate the Methodist Episcopal Church, South, in the city of Columbus;

An act amending the charter of the town of Franklin, Simpson county, Kentucky, and amendments thereto;

An act to incorporate the Father Matthew's Total Abstinence Society, of Maysville;

An act to repeal an act, entitled "An act to prevent the sale of spirituous, vinous, or malt liquors in the first magisterial district of Todd county," approved April 24th, 1873;

An act to repeal an act, entitled "An act to amend the charter of the town of Allensville, in Todd county," approved January 30th, 1871;

An act to amend an act, entitled "An act to incorporate the town of Lovelaceville, in Ballard county;"

An act to amend the charter of the town of Jeffersonville, in Montgomery county;

An act to incorporate the Cornishville and Sharpsville Turnpike Road Company;

An act to amend an act, entitled "An act to incorporate the Harrodsburg and Cornishville Turnpike Road Company," approved March 4th, 1856;

An act to incorporate the Bourbon County Colored Co-operative Association;

An act to incorporate the Ohio Valley Turnpike Road Company, in Bracken county;

An act to amend the charter of the city of Columbus;

An act to incorporate the town of Sulphur Well, in Metcalfe county;

An act to incorporate the Paducah Electric Light and Heating Company;

An act to amend the charter of the city of Bowling Green;

An act to amend the charter of the town of Shelbyville;

An act to legalize the incorporation of the Woolper Turnpike Road Company;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to regulate civil proceedings in actions in the Daviess circuit court;

An act for the benefit of the Goshen and Sligo Turnpike Road Company, of Oldham county;

An act to prohibit the sale of spirituous, vinous, or malt liquors, or the mixture of either, in the Collinsville (7th) magisterial district, in Pendleton county;

An act to amend an act, entitled "An act to regulate tolls on turnpike and gravel roads in this Commonwealth, and to impose a penalty for excessive and illegal charges," approved April 10th, 1878;

An act authorizing and empowering the county court of Carter county to levy and collect an ad valorem tax on the taxable property in said county, and those parts of the counties of Boyd and Elliott taken from Carter county, to pay the expenses incurred in the several actions brought by the holders of the bonds of Carter county issued in its subscription to the capital stock of the Lexington and Big Sandy Railroad Company;

An act to amend and reduce into one the several acts in relation to the town of Tompkinsville, Monroe county;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill, entitled

A bill to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for

the future management and control of the Green and Barren River Line of Navigation.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Skiles and Griffith, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Albert S. Berry,	Clinton Griffith,	Clifton J. Pratt,
James Blackburn,	Samuel E. Hill,	John W. Rowlett,
J. H. Bruce,	Thomas Johnson,	James Shackleford,
Attila Cox,	P. P. Johnston,	Ishmael H. Smith—16.
Geo. T. Edwards,		

Those who voted in the negative, were—

Alex. E. Adams,	George T. Halbert,	Thos. J. Megibben,
M. T. Carpenter,	R. G. Hays,	A. B. Montgomery,
Charles D. Foote,	C. N. Lewis,	H. H. Skiles,
Henry George,	T. J McElrath,	J. H. Wilkinson—13.
C. W. Gilmore,		

Mr. Griffith moved to reconsider the vote by which the Senate had passed said bill.

Mr. Hill moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Skiles and Griffith, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Albert S. Berry,	Clinton Griffith,	Clifton J. Pratt,
James Blackburn,	Sam. E. Hill,	John W. Rowlett,
J. H. Bruce,	Thomas Johnson,	James Shackleford,
Attila Cox,	P. P. Johnston,	Ishmael H. Smith—16.
Geo. T. Edwards,		

Those who voted in the negative, were—

Alex. E. Adams,	Geo. T. Halbert,	D. G. Mitchell,
M. T. Carpenter,	R. G. Hays,	A. B. Montgomery,
Charles D. Foote,	C. N. Lewis,	H. H. Skiles,
Henry George,	T. J. McElrath,	J. H. Wilkinson—14.
C. W. Gilmore,	Thos. J. Megibben,	

And then the Senate adjourned.

THURSDAY, MARCH 18, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, entitled

An act to incorporate the West End Transportation Company of the city of Louisville.

An act for the benefit of the Shelby county court of claims.

An act to provide for the appointment of sealers of weights and measures in Fayette county, and to prevent the use of untrue scales, balances, weights, and measures.

That they had passed bills of the following titles, viz:

1. An act to provide for the erection of a Branch Penitentiary.

2. An act to incorporate Cadiz Lodge, No. 1635, of Knights of Honor, in Trigg county.

3. An act to establish a Normal School and Commercial College at Cadiz, in Trigg county.

4. An act for the benefit of Jos. W. McCarney, jailer of Bourbon county.

5. An act authorizing the purchase of grounds for Federal buildings in Owensboro, and ceding to the United States jurisdiction over the same.

6. A bill for the benefit of Thos. E. Moss, of McCracken county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 2d to the Committee on Religion and Morals; the 3d to the Committee on Education; the 4th and 6th to the Committee on Claims; the 5th to the Committee on Federal Relations; and the 1st was ordered to be made the special order of the day for 12 o'clock, M., and from day to day thereafter until disposed of.

On motion of Mr. McQuiddy, leave of absence, indefinitely, was granted Mr. Clarke.

The following petition was presented, viz:

By Mr. Gathright—

The petition of sundry citizens of Rockcastle county, praying that said county be transferred from the 15th to the 8th judicial district.

Which was received, the reading dispensed with, and referred to the Special Committee on Re-districting the State.

Mr. Hays moved to reconsider the vote by which the Senate had, on yesterday, adopted the resolution proposed by Mr. Hill in regard to the time of meeting and the order of business each day of the present session.

Which motion was simply entered.

The Senate resumed the consideration of the unfinished report of yesterday from the Committee on the Judiciary, it being a bill, entitled

A bill to define and secure the property rights of married women.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
Attila Cox,	Sam. E. Hill,	Ishmael H. Smith,
W. H. Frederick,	Thomas Johnson,	J. H. Wilkinson,
Henry George,	C. N. Lewis,	A. H. Willingham—14.
C. W. Gilmore,	W. O. Mize,	

Those who voted in the negative, were—

Joseph Bertram,	Charles D. Foote,	R. I. McQuiddy,
James Blackburn,	George T. Halbert,	Thos. J. Megibben,
J. H. Bruce,	P. P. Johnston,	A. B. Montgomery,
M. T. Carpenter,	T. J. McElrath,	John W. Rowlett—13.
Geo. T. Edwards,		

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That both husband and wife shall have, after marriage, the same rights over their property, real, personal, actual or contingent, money, bonds, and choses in action and stocks, which they had when unmarried, and, independently of each other's control, shall have full power to bequeath, give, or otherwise dispose of it.

§ 2 That a husband shall have no power over his wife's property, except with her consent, nor shall his authority be required by her for the valid exercise of her proprietary rights.

§ 3. That neither husband nor wife shall be allowed to bequeath or otherwise dispose of his or her property away from the survivor of the marriage; but such survivor shall be entitled to one third of same.

§ 4. That neither shall be liable for the debts, crimes, or torts of the other.

§ 5. That in succession to real and personal property, actual and contingent, money, bonds, stocks, choses in action, that mothers shall have equal rights with fathers to the property of their own children who die intestate.

§ 6. This act shall be in force from and after its passage, and all laws inconsistent herewith are hereby repealed.

Mr. Berry moved that the further consideration of said bill be postponed and made the special order of the day for Tuesday next, the 23d inst., at 12 o'clock, M., and from day to day thereafter until disposed of.

Which motion was adopted.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 18, 1880

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

Wm. E. Bourland, Hopkins county.
S. S. Savage, Boyd county.
G. M. Witten, Boyd county.
Geo. R. Burgess, Boyd county.
Geo. R. Lochre, Jefferson county.
Mason G. Tureman, Fayette county.
A. D. Mullikin, Jefferson county.
Henry B. Skaggs, Green county.
Geo. C. Slaughter, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Montgomery, from the Committee on the Judiciary—

An act for the benefit of John F. Taylor, of Todd county.

By same—

An act to incorporate the Campbellsville Cemetery Company.

By same—

An act to incorporate the town of Willisburg, Washington county.

By same—

An act to amend the charter of the Maysville District Camp Meeting Association of the Methodist Episcopal Church.

By same—

An act to amend an act, entitled "An act to relieve W. F. Grundy from the disabilities of an infant," approved January 30th, 1880, chapter 106.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruce, from the Committee on Railroads—

A bill to amend the charter of the Louisville and Lexington Railway Company.

By Mr. Montgomery, from the Committee on the Judiciary—

A bill to authorize the Logan county court to levy and collect an additional tax.

By same—

A bill to provide for the more economical management of the jury fund.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was made the special order of the day for March 25th, at 12 o'clock, M., and the other two were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act repealing parts of, and amendatory of, and supplemental to, "An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act," approved January 24, 1880.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That these words contained in the first section of the act named in

the title to this act, and to which it is an amendment, to-wit: "Concurrently with the State of Kentucky," be, and are hereby, stricken out and repealed, and that these words be inserted therein in lieu of the same: "It is the object and intention of this act, and of the one amended and altered by it, to confer on the United States Government full title to the grounds and sites therein named and acquired, or to be acquired under them, and all power, authority, and jurisdiction over the same, which the said government of the United States may, under the Constitution of the United States and laws made in pursuance thereof, acquire over lands in the State, ceded to it for the purpose of canalizing, locking, and damming rivers and making canals, and to enable it to operate, manage, and control said improvements efficiently; but the State of Kentucky reserves the right to execute process lawfully issued under its authority within and upon said grounds, sites, rivers, and canals.

§ 2. This act shall take effect from and after its passage.

Mr. Montgomery moved to amend said bill by adding thereto the following proviso, viz:

Provided, That the act to which this is an amendment apply only to the Kentucky river, and the said act is so amended.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Montgomery and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	R. I. McQuiddy,
Joseph Bertram,	Clint. Griffith,	Thos. J. Megibben,
James Blackburn,	R. G. Hays,	W. O. Mize,
J. H. Bruce,	Sam. E. Hill,	A. B. Montgomery,
M. T. Carpenter,	Thomas Johnson,	H. H. Skiles,
Geo. T. Edwards,	P. P. Johnston,	A. H. Willingham—19.
Charles D. Foote,		

Those who voted in the negative, were—

Alex. E. Adams,	George T. Halbert,	John W. Rowlett,
Albert S. Berry,	C. N Lewis,	James Shackleford,
Attila Cox,	T. J. McElrath,	Ishmael H. Smith,
W. H. Frederick,	Clifton J. Pratt,	J. H. Wilkinson—13.
C. W. Gilmore,		

Mr. Blackburn moved to amend said bill by adding to the 1st section the following proviso, viz:

Provided, The United States shall agree to repair the five existing locks on Kentucky river, and build other necessary locks on said river to the Three Forks thereof within ten years or a reasonable time.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	Samuel E. Hill,
Joseph Bertram,	Henry George,	Thomas Johnson,
James Blackburn,	Clint. Griffith,	P. P. Johnston,
M. T. Carpenter,	George T. Halbert,	A. H. Willingham—13.
Charles D. Foote,		

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	W. O. Mize,
Albert S. Berry,	C. N. Lewis,	Clifton J. Pratt,
J. H. Bruce,	T. J. McElrath,	Jas Shackleford,
Attila Cox,	R. I. McQuiddy,	Ishmael H. Smith,
John T. Gathright,	Thos. J. Megibben,	J. H. Wilkinson—15.

Mr. Blackburn then moved the following amendment as a substitute for said bill, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That for the purpose of improving the navigable rivers of this State, and to control the same, and the better to guard the interest of the State in turnpikes and other internal improvements, a Board of Commissioners is hereby created, to be styled a "Board of Internal Improvements," to consist of five members to be appointed by the Governor and confirmed by the Senate; and said Commissioners shall be selected from citizens living upon or near to the various navigable rivers of the State; and each of said Commissioners shall, before entering upon his duties as such, take an oath faithfully to perform the duties imposed upon him by law.

§ 2. That said Board shall hold its first meeting at the City of Frankfort on the day of , 1880, and organize by electing one of their number president and another member as secretary; and all other meetings shall be at such place and time as may be agreed upon by the Board, or indicated by the president when an extra meeting is necessary.

§ 3. The members of said Board shall be commissioned by the Governor, and shall hold their office for ten years, unless removed as hereafter provided, except that, at their first meeting they shall draw lots, so that one member of the Board shall go out at the end of two years, one at the expiration of four years, one at the expiration of six years, one at the expiration of eight years, and one at the expiration of ten years thereafter; but the member retiring may be re-appointed. The Governor may remove any of said Board for cause and appoint another in his stead; but in case of such removal, the Governor shall report the same to the next General Assembly with the reason therefor.

§ 4. That said Board of Internal Improvement may employ a competent engineer, at a salary of fifteen hundred dollars per annum, or at that rate for his services; and the members of the Board shall be paid their actual expenses and subsistence when on duty.

§ 5. The said Board is hereby authorized and directed to demand of and receive from the keeper of the penitentiary such number and character of male convicts as they may deem necessary, out of those convicts whose services the State is now entitled to by law; and the said Board, after receiving said convicts for the State's use, shall be responsible for the safe-keeping, guarding, feeding, clothing, medical treatment, and general care of said convicts during the time they are so employed by the State; but no convict convicted of rape, or under sentence for life, shall be worked out under the provisions of this act.

§ 6. The keeper of the penitentiary shall cause to be made duplicate descriptive lists of each convict furnished under the provisions of this act, which shall be signed by said keeper and the president of said Board, one copy to be kept by said keeper and one copy to be kept by said president.

§ 7. The Board of Internal Improvement shall employ and use the convicts so furnished and received in constructing locks and dams upon the rivers of the State—first repairing the existing locks and dams thereon, and then in building such additional dams and locks as will most speedily and cheaply bring into market the mineral and timber wealth of the State.

§ 8. The Board of Internal Improvement may purchase or rent, or, if need be, may condemn, in the name of the Commonwealth, by writ of *ad quod damnum*, lands and necessary materials for said works, and for controlling and operating the same.

§ 9. That it shall be the duty of said Board, and the agents employed by said Board, to exercise a careful oversight over the prisoners thus employed, to hire necessary guards to prevent escapes, to attend to the health and comfort of the prisoners, and see that they are kept employed, but not overworked.

§ 10. The said Board shall have as full power and control over the convicts under their care as the keeper of the penitentiary has over those confined therein; and the law as to convicts in the penitentiary shall apply to those employed under the provisions of this act; and if any person or persons, not convicts, shall knowingly and willfully aid, abet, advise or assist any convict, employed under the provisions of this act, to escape or attempt to escape, or to resist the authority of said Board or the guards employed by said Board, shall be deemed guilty of felony, and, upon conviction, by any court of competent jurisdiction, shall be confined in the penitentiary for not less than one nor more than five years, at the discretion of the jury.

§ 11. In selecting convicts for work, under the provisions of this act, care being had as to their fitness therefor, preference shall be given to those who manifest a disposition to reform; and the convict or convicts may, by his or their faithful service and general good conduct while thus employed, shorten his or their sentence one fourth, which shall be allowed to him or them by the Board; and each convict thus serving and thus conducting himself shall, at the expiration of his service, receive from the Governor a certificate which shall restore him to all of the rights of citizenship as fully as if he had never been convicted of crime.

§ 12. *Be it further enacted*, That, in order to afford employment to the unemployed citizens of the State, the said Board may employ such upon the works herein provided for, and to be paid out of the funds herein appropriated.

§ 13. The Board shall fix the tolls on said rivers, subject to legislative regulation, and shall see that said tolls, after deducting repairs and wages, are paid into the Treasury of the State, monthly or quarterly, as they may determine.

§ 14. The president of the Board shall make a full and minute report of all work done, and of all moneys received and disbursed by said Board, annually to the Governor, who shall lay the same before the Legislature at its next meeting.

§ 15. *Be it further enacted*, That for building and repairing the said dams and locks herein mentioned, and for clothing, feeding, guarding, and caring for the convicts, and other labor herein provided for, and pay to engineer and other expenses, the sum of one hundred thousand dollars

per annum, for two years, is hereby appropriated, out of any money in the Treasury not otherwise appropriated; and the Auditor of Public Accounts is hereby directed to draw his warrant on the Treasury, when required so to do by said Board, in writing, signed by the preisident of said Board, and indorsed by the Governor of the State: *Provided*, That no money shall be paid for any land or material acquired under this act, until a good title to the land has been made to said Board for the State, or the material delivered to said Board or its agent: *And provided further*, That not more than seventy-five (75) per cent. of the agreed cost of any work to be done, shall be paid till the work or part of work is completed according to contract and received by said Board.

§ 16. In order to make up to the Treasury of the State the sum of money hereby appropriated therefrom, it is further enacted, that an additional tax of two and one half cents on each one hundred dollars of taxable property in the State, shall be assessed and collected for the years 1880 and 1881, in addition to the tax assessed and collected for State purposes.

§ 17. The Commissioners of the Sinking Fund are hereby authorized and directed to deliver to the Board of Internal Improvement, when said Board is duly organized, all leases, contracts, vouchers, and evidences relating to or affecting the State's interest in turnpike, gravel, and plank roads, and all other works of internal improvement in the State, in which the State has stocks, bonds, or other interest; and the Board of Internal Improvement shall inquire into the condition and management of said roads and improvements, to see that the State's interest is properly represented, and that the profits and revenue due the State is duly accounted for and paid into the Treasury.

§ 18. Said Board of Internal Improvement may prosecute, in the name of the Commonwealth, any agent or employe, for any violation or neglect of duty; and may also prosecute, in like manner, any person or persons for damage to any works of internal improvement in which the State has any interest, if advised so to do, in writing, by the Attorney General.

§ 19. This act shall take effect from its passage.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Foote, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Geo. T. Edwards,	Charles D. Foote—4.
M. T. Carpenter,		

Those who voted in the negative, were—

Cromwell Adair,	Clinton Griffith,	D. G. Mitchell,
Alex. E. Adams,	Geo. T. Halbert,	W. O. Mize,
Albert S. Berry,	R. G. Hays,	A. B. Montgomery,
Joseph Bertram,	Sam. E. Hill,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	C. N. Lewis,	H. H. Skiles,
W. H. Frederick,	T. J. McElrath,	Ishmael H. Smith,
John T. Gathright,	R. I. McQuiddy,	J. H. Wilkinson,
Henry George,	Thos. J. Megibben,	A. H. Willingham—28.
C. W. Gilmore,		

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	R. I McQuiddy,
Alex. E. Adams,	Clint. Griffith,	Thos. J. Megibben,
Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	W. O Mize,
J. H. Bruce,	Sam. E. Hill,	Clifton J. Pratt,
M. T. Carpenter,	Thomas Johnson,	John Walter Rowlett,
Attila Cox,	P. P. Johnston,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	Ishmael H. Smith,
John T. Gathright,	T. J. McElrath,	J. H. Wilkinson—27.

Those who voted in the negative, were—

James Blackburn,	Henry George,	A. H. Willingham—5.
Charles D. Foote,	Alex. B. Montgomery,	

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for a Branch Penitentiary.

On motion of Mr. Berry,

Ordered, That said bill be recommitted to the Committee on Penitentiary.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Ten Broeck Race and Fair Company of Big Spring, Kentucky;

An act to amend an act, approved March 18th, 1878, incorporating Columbus, Kentucky, Manufacturing Company;

An act to amend the charter of the Barren River Bridge Company;

An act to incorporate the Methodist Mutual Association of Kentucky;

An act declaring it a misdemeanor for any person to use abusive or insulting language in the presence of another, intending thereby to insult such other person or persons with the intention to provoke an assault, and prescribing a penalty therefor;

An act for the benefit of John F. Taylor, of Todd county;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act legalizing certain orders of the county court of Carter county concerning the purchase and sale of certain lands;

An act legalizing the purchase of certain lands by Carter county, and authorizing the sale and conveyance of the same;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to provide for a Branch Penitentiary.

Mr. Adair moved an amendment as a substitute for said bill.

Pending the consideration of which, Mr. Adair moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

FRIDAY, MARCH 19, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Somerset and Clio Turnpike Road Company."

An act to amend the charter of the city of Bowling Green.

That they had concurred in amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the town of New Campbellsburg, in Henry county.

An act to incorporate the Middle Division of the Cumberland and Ohio Railroad Company.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of John T. Craddock, of Hart county.

An act for the benefit of Mrs. M. Millership, of Hancock county.

An act to consolidate the Kentucky, Cumberland Gap, and Southern Railroad Company with the Kentucky Union Railway Company.

An act for the benefit of Dr. John E. Pendleton, of Ohio county.

An act to amend an act to incorporate the Presbyterian Orphans' Home Society, of Louisville.

An act to incorporate the Henry Clay Mutual Savings Association, of Newport, Kentucky.

That they had passed bills of the following titles, viz:

1. An act regulating the fees of the clerk of the Jefferson circuit court, the fees of the clerk of the Jefferson court of common pleas, the fees of the clerk of the Louisville chancery court, and the fees of the clerk of the county court of Jefferson county.

2. An act for the benefit of common school district No. 8, Washington county.

3. An act for the benefit of Alexander Deaton, late sheriff of Breathitt county.

4. An act for the benefit of G. W. Sewell, committee for John Spicer, a pauper idiot of Breathitt county.

5. An act for the benefit of John L. Hagins, late sheriff of Breathitt county.

6. An act for the benefit of Geo. S. Hardy, of Logan county.

7. An act for the benefit of A. H. Hogan, late sheriff of Boyd county.

8. An act for the benefit of E. H. O'Daniel, committee of Josephine O'Daniel.

9. An act for the benefit of E. L. Price, of Webster county.

10. An act to amend the charter of the town of Hanson, in Hopkins county.

11. An act to amend an act, entitled "An act to amend section 10, article 2, chapter 27, of General Statutes, approved March 7th, 1876.

12. An act to charter the town of Caneyville, Grayson county.

13. An act for the benefit of W. W. Stinnett, late sheriff of Todd county.

14. An act for the benefit of the holders of certain mortgage bonds issued by the Louisville, Cincinnati and Lexington Railroad Company.

15. An act to amend an act, entitled "An act to incorporate the Polytechnic Society of Kentucky."

16. An act to incorporate the Voight Patent Water-wheel Company.

17. An act to provide for the reformation of a certain class of prostitutes in the city of Louisville.

18. An act to provide for a deduction of time from the terms of sentence of prisoners confined in the city work-house of Louisville.

19. An act to incorporate the Scott-Saxton College of Elocution and Oratory.

20. An act for the benefit of Estill and Lee counties.

21. An act for the benefit of the public schools of the city of Louisville.

22. An act to incorporate Jacob Street Tabernacle of A. M. E. Zion Church of America, at Louisville.

23. An act to amend an act, entitled "An act to provide for the building of turnpike roads in Todd county, Kentucky, and to authorize the different magisterial districts or election precincts therein to vote a tax for that purpose," approved March 20th, 1876.

24. An act to authorize E. S. Craig, late judge of the city court of Louisville, to sign the orders of said court for the years 1867 and 1868.

25. An act to amend an act, entitled "An act establishing a new charter for the city of Louisville," approved March 3d, 1870.

26. An act to amend the charter of the Pleasant Hill and Jessamine County Turnpike Company (new).

27. An act to amend the charter of the town of Ludlow, Kentucky.

28. An act for the benefit of the Stony Point and Leonard's Mill Turnpike Road Company, Bourbon county.

29. An act to empower Logan county to retire the bonded indebtedness of the said county at or before maturity, to create a sinking fund, to provide for a commissioner of the sinking fund and a collector of taxes levied, and to prescribe the duties and powers of said officers.

30. An act to prevent the sale and giving away spirituous, vinous, or malt liquors within two miles of Richelieu Church, in Butler county.

31. An act to amend the charter of the Lebanon and Bradfordsville Turnpike Road Company.

32. An act to prohibit the sale of spirituous liquors within two miles of Mount Vernon Academy, or within two miles of any church or school house in Rockcastle county.

33. An act to prohibit the sale of spirituous, vinous, or malt liquors, or any mixture thereof, in London, Laurel county, or within one mile of said town.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 24th to the Committee on Courts of Justice; the 2d, 19th, and 27th to the Committee on Education; the 3d, 5th, 7th 13th, 15th, and 20th to the Committee on Finance; the 4th, 6th, 8th, and 9th to the Committee on Claims; the 10th and 29th to the Commitee on the Judiciary; the 11th, 12th, 16th, and 18th to the Committee on General Statutes; the 14th to the Committee on Railroads; the 17th, 22d, 30th, 32d, and 33d to the Committee on Religion and Morals; the 23d, 26th, and 31st to the Committee on Internal Improvement, and the 21st, 25th, and 28th were severally ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Thos. Johnson withdrew the motion heretofore made by him, to reconsider the vote by which the Senate had disagreed to a bill, which originated in the House of Representatives, entitled

An act to amend an act in reference to the inspection and sale of oils made from coal, petroleum, &c., approved February 21st, 1874.

Mr. George withdrew the motion heretofore made by him, to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act in relation to the Chicago, St. Louis, and New Orleans Railroad Company, and incorporating said company.

Mr. Thos. Johnson moved the following resolution, viz:

Resolved, That the Clerk of the Senate be directed to appoint a Second Assistant Clerk.

Which was twice read and adopted.

Whereupon, the Chief Clerk appointed Mr. E. M. Ewing said Second Assistant Clerk, who came forward and took the several oaths required by the Constitution of the State.

Mr. Cox, from the Committee on Sinking Fund, submitted the following report, viz:

The Joint Committee on Sinking Fund, in response to Senate resolution, respectfully submit the following report:

We file herewith a list of stocks owned by the State in turnpike roads, and showing the amount of dividends received from each.

We have no means of ascertaining the cash value of the stocks, except by taking the dividends as a basis, and in so doing, we find the State receives dividends about equal to six per cent. per annum on $500,000. From the best information received, we are of the opinion that some of the stocks will continue to increase in value, while in others, we may reasonably expect a decline, and on the whole, we can not approximate the cash value better than to place it at the above named sum of $500,000.

As to the dividend-paying stocks, your Committee would make the following recommendations:

That the Commissioners of the Sinking Fund be directed to sell the stock in any one of the said roads, provided the amount realized from said sale, if placed at 6 per cent. interest, would yield an income to the State equal to that now received as dividends from the stock so sold.

We also recommend that the said Commissioners be directed to sell the stock in the following named roads to the highest and best bidder in the manner in which it may seem best in their judgment: Bardstown and Green River; Green County and Taylor County; Lebanon, Springfield and New Market; Springfield and Bardstown.

The amount of stock owned by the State in these roads, your Committee have been unable to ascertain—no dividends having been received from either road for a number of years. We are, however, informed that the stock is not entirely valueless. We therefore suggest its immediate sale.

In regard to the 406 shares of $100 each, owned by the State in the Bank of Louisville, we express the opinion that the State should not sell. The stock is now worth 70 cents to the dollar, with every prospect for an increase in value.

We further recommend that the Commissioners of the Sinking Fund be authorized to employ a suitable and competent person to visit every turnpike road in which the State has stock, examine the books, and into the affairs and management of each company, and make report of same, which report said Commissioners shall file, and make a part of their report to the next General Assembly of this Commonwealth.

ATTILA COX, *Chairman.*
CROMWELL ADAIR,
M. T. CARPENTER,
JAMES BLACKBURN.

LIST OF STOCKS.

DIVIDEND.	No. of shares	Name of Company.	Value per share.	Total stock.
Pays ⅜ of 1 per cent.	1,042	Lincoln County Board of Internal Improvement	$50	$52,100 00
No dividend	1,436	Mercer County Board of Internal Improvement	50	71,800 00
No dividend	477	Shelby County Board of Internal Improvement	100	47,700 00
Pays 1 to 1½ per cent.	1,000	Bardstown and Louisville Turnpike	100	100,000 00
Pays 2 per cent.	2,607 3/5	Covington and Lexington Turnpike	50	130,368 25
No dividend	196	Columbia and Burksville Turnpike	50	9,800 00
Pays 1 per cent.	1,513	Danville, Lancaster, and Nicholasville Turnpike	100	151,300 00
Pays 4 per cent.	781	Frankfort, Lexington, and Versailles Turnpike	100	78,100 00
Pays 3 per cent.	154	Frankfort and Georgetown Turnpike (Franklin end)	100	15,400 00
Pays 2 per cent.	427	Frankfort and Georgetown Turnpike (Scott end)	100	42,700 00
Pays 1 per cent.	1,654	Georgetown and Dry Ridge Turnpike	50	82,700 00
Pays 2½ per cent.	294	Lexington and Georgetown Turnpike	100	29,400 00
Pays 1½ per cent.	2,192½	Lexington, Harrodsburg, and Perryville Turnpike	50	109,625 00
Pays 2 per cent.	1,937	Maysville and Lexington Turnpike	100	193,700 00
Pays 2½ per cent.	753	Richmond and Lexington Turnpike	100	75,300 00
Pays 1 per cent.	200	Versailles and Anderson Turnpike	100	20,000 00
Pays 3 per cent.	451	Winchester and Lexington Turnpike	100	45,100 00
No dividend		Bardstown and Green River Turnpike. No. of shares not known.		
No dividend		Green County and Taylor County Turnpike. No. of shares not known.		
No dividend		Lebanon, Springfield, and New Market Turnpike. No. of shares not known.		
No dividend		Springfield and Bardstown Turnpike. No. of shares not known.		

Ordered, That said report be printed.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on General Statutes—

An act to legalize the levy and collection of railroad taxes for the year 1878 in the original election precincts Nos. 1, 5, and 9, in Nelson county.

By Mr. Bertram, from same committee—

An act to authorize the county court of Ballard county to levy an ad valorem tax for county purposes.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to empower the board of trustees of the town of Somerset to take stock in the Somerset and Clio Turnpike Road Company, and to issue bonds for the purpose of paying said stock.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to amend an act, entitled "An act to regulate the sale of spirituous, vinous, and malt liquors in the county of Greenup," approved April 10th, 1878, and to repeal so much of said act as comes in conflict with this act.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act for the benefit of the trustees of the town of Hardinsburg.

By Mr. Carpenter, from the Committee on General Statutes—

An act to authorize the county court of Anderson county to levy and collect an ad valorem tax in said county.

By Mr. Berry, from the Committee on Education—

An act for the benefit of colored school district No. 7, Breckinridge county.

By same—

An act for the benefit of common school districts Nos. 34, 46, and 54, in Breckinridge county.

By Mr. Carpenter, from the Committee on General Statutes—

An act for the benefit of David A. Powers, of Hancock county.

By Mr. Thos. Johnson, from the Committee on Federal Relations—

An act authorizing the purchase of grounds for Federal buildings in Owensboro, and ceding to the United States jurisdiction over the same.

By Mr. Carpenter, from the Committee on General Statutes—

An act for the benefit of the collector of railroad taxes in Marion county.

By Mr. Berry, from the Committee on Internal Improvement—

An act to incorporate the Newport Light Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to incorporate the Lewisburg, Strode's Run and Washington Turnpike Road Company.

By same—

An act to repeal an act, entitled "An act for the protection and propagation of food-fishes in the waters of the State of Kentucky," so far as it applies to Tennessee river, in Calloway county.

By Mr. Wilkinson, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to incorporate the Union Express Company."

By Mr. P. P. Johnston, from same committee—

An act to incorporate the Eastern Blue Grass Lead and Silver Mine, No. I.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the joint resolution which originated in the Senate was adopted, entitled

Joint resolution directing the Auditor to draw his warrant for the expenses of the committeemen who visited the institutions at Danville and Anchorage.

And the question being taken upon reconsidering said vote, it was decided in the affirmative.

Mr. P. P. Johnston then moved an amendment as a substitute for said resolution.

Which was adopted.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

Resolved, That the title of said resolution be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had passed a bill, entitled

An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties.

Mr. P. P. Johnston moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Frederick, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	Clinton Griffith,	Thos. J. Megibben,
Joseph Bertram,	Geo. T. Halbert,	Clifton J. Pratt,
James Blackburn,	Sam. E. Hill,	James Shackleford,
J. H. Bruce,	P. P. Johnston,	Ishmael H. Smith,
M. T. Carpenter,	T. J. McElrath,	J. H. Wilkinson,
Geo. T. Edwards,	R. I. McQuiddy,	A. H. Willingham—19.
Henry George,		

Those who voted in the negative, were—

Alex. E. Adams,	W. H. Frederick,	C. N. Lewis,
Albert S. Berry,	John T. Gathright,	W. O. Mize,
Attila Cox,	C. W. Gilmore,	A. B. Montgomery,
Charles D. Foote,	R. G. Hays,	H. H. Skiles—12.

Mr. Berry, from the Committee on General Statutes, reported a bill, entitled

A bill to incorporate the Cincinnati and Newport Iron and Pipe Company.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had rejected the following resolution, viz :

Resolved, That the Public Printer be, and he is hereby, directed to print 500 copies, in convenient form, of the address written by John Gray, Esq., civil engineer, on the subject of Minerals and Transportation, for the use of the General Assembly.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs George and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Alex. E. Adams,	John T. Gathright,	T. J McElrath,
J. H. Bruce,	George T. Halbert,	Thos. J. Megibben,
M. T. Carpenter,	R. G. Hays,	W. O. Mize,
Attila Cox,	Samuel E. Hill,	Clifton J. Pratt,
Geo. T. Edwards,	P. P. Johnston,	J. H. Wilkinson—19.
Charles D. Foote,		

Those who voted in the negative, were—

Joseph Bertram,	C. W. Gilmore,	Ishmael H. Smith,
James Blackburn,	A. B. Montgomery,	A. H. Willingham—8.
Henry George,	H. H. Skiles,	

Mr. Adair read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee of three from the Senate and five from the House be appointed by the Speakers of the respective Houses, to visit the State College at Lexington on the 25th instant, to confer with the trustees who meet there that day to investigate the present condition and prospects of said institution, and report their conclusions to this General Assembly.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up twice read, and adopted.

Mr. Skiles read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when this General Assembly adjourns on the 3d day of April, 1880, that said adjournment shall be *sine die*.

Which, under the rule, lies over one day.

The Senate took up for consideration the resolution heretofore proposed by Mr. Gathright, entitled

Resolution in regard to the circuit court clerk's office of Jefferson county.

Said resolution reads as follows, viz:

WHEREAS, It appears from the report of the Joint Committee to investigate the clerks' offices of Jefferson and other counties, that the fee-bills heretofore paid by the trustee of the jury fund of Jefferson county for the clerk of the Jefferson circuit court are excessive, and many of the charges illegal; and whereas, it appears from said report that the clerk of the

Jefferson circuit court has collected his fees in some instances from both the Commonwealth and the defendants, which are unaccounted for; and whereas, it further appears from said report, that said clerk of the Jefferson circuit court has, after collecting his fees from the Commonwealth, by indorsement on the executions, remitted the same to the defendants; now, therefore,

1st. *Be it resolved by the General Assembly of the Commonwealth of Kentucky*, That the trustee of the jury fund for Jefferson county be, and he is hereby, directed not to pay any more fee-bills against the Commonwealth in behalf of the clerk of the Jefferson circuit court, until so directed by the Auditor of Public Accounts.

2d. That the Auditor of Public Accounts be, and he is hereby, directed to examine the fee-bills heretofore paid by the trustee of the jury fund of Jefferson county, and ascertain the amount overcharged against the Commonwealth by the present clerk of the Jefferson circuit court; and that he examine the records of the office of said clerk, and ascertain the amount of fees, fines, &c., collected from defendants that is unaccounted for, and the amount of fees remitted by said clerk after they had been collected from the Commonwealth; and when he shall have ascertained the amount thus overcharged, doubly collected and remitted, that is due the Commonwealth, he shall make a demand on said clerk and his sureties for the same; and if not paid at once, the Auditor shall notify the Attorney General of the amount, and he shall proceed at once to collect the amount by law. And that for the purpose of enabling the Auditor of Public Accounts to ascertain the amount thus due the Commonwealth, he is hereby authorized to employ an expert to examine the books and accounts and records of the circuit court clerk's office of Jefferson county; and that the Auditor have authority to examine the clerk, his deputies, and others, under oath.

3d. That in future no fee-bills shall be paid by the trustee of the jury fund of Jefferson county until the same has been audited and approved by the Auditor of Public Accounts.

The question was then taken on the first amendment heretofore proposed by Mr. Montgomery, which reads as follows, viz:

Strike out the following words at close of section one: "Until so directed by the Auditor of Public Accounts,"

And it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Halbert and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	George T. Halbert,	Clifton J. Pratt,
James Blackburn,	Sam. E. Hill,	John Walter Rowlett,
J. H. Bruce,	P. P. Johnston,	Ishmael H. Smith,
M. T. Carpenter,	T. J. McElrath,	J. H. Wilkinson,
John T. Gathright,	R. I. McQuiddy,	A. H. Willingham—17.
Henry George,	A. B. Montgomery,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
Albert S. Berry,	Clinton Griffith,	D. G. Mitchell,
Geo. T. Edwards,	R. G. Hays,	W. O. Mize,
Chas. D. Foote,	Thomas Johnson,	H. H. Skiles—16.

The question was then taken on the adoption of the second amendment proposed by Mr. Montgomery, which reads as follows, viz:

Strike out the 3d section, and insert in lieu thereof the following:

3d. That from and after the passage of this resolution no fees shall be paid to the clerk of the Jefferson circuit court by the trustee of the jury fund of Jefferson county, the Auditor of Public Accounts, or out of the Treasury, for any services rendered in Commonwealth prosecutions, and all laws and parts of laws allowing such fees to said clerk are hereby repealed.

And it was decided in the negative by the casting vote of the Speaker, Hon. Jas. E. Cantrill.

The yeas and nays being required thereon by Messrs Halbert and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	George T. Halbert,	Alex. B. Montgomery,
James Blackburn,	Samuel E. Hill,	Clifton J. Pratt,
J. H. Bruce,	P. P. Johnston,	Ishmael H. Smith,
M. T. Carpenter,	T. J. McElrath,	J. H. Wilkinson,
John T. Gathright,	R. I. McQuiddy,	A. H. Willingham—16.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	D. G. Mitchell,
Alex. E. Adams,	Clint. Griffith,	W. O. Mize,
Albert S. Berry,	R. G. Hays,	James Shackleford,
Geo. T. Edwards,	Thomas Johnson,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	Jas. E. Cantrill—17.
W. H. Frederick,	Thos. J. Megibben,	

The question was then taken on the adoption of the amendment proposed by Mr. Adair as a substitute for said resolution, which reads as follows, viz:

§ 1. *Be it resolved by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to examine the fee-bills heretofore paid by the trustee of the jury fund for Jefferson county, and to ascertain the amount, if any, overcharged against the Commonwealth by the present clerk of the Jefferson circuit court, and that he examine the records of the office of said clerk, and ascertain the amount of fees, fines &c., collected from defendants that is unaccounted for, if any; and the amount of fees remitted by said clerk, after they had been collected from the Commonwealth, if any; and when he shall have ascertained the amount thus overcharged, doubly charged, and remitted, if any such there be, that is due the Commonwealth, he shall make a demand on said clerk and his sureties for the same; and if not paid at once, he shall notify the Attorney General of the amount so found to be due, if any, and the Attorney General shall proceed at once to collect the same by law; and for the purpose of enabling the Auditor of Public Accounts to ascertain the amount thus due the Commonwealth, if any, he is authorized to employ as an expert one qualified and experienced as a circuit clerk and familiar with orders of courts, statutes on fees, taxation of costs, and the general duties of

circuit clerks, whose duty it shall be to examine the books and accounts and records of the circuit court clerk's office of Jefferson county; and the Auditor shall have authority to examine the clerk, his deputies, and others, under oath.

§ 2. That if, upon such examination, the Auditor find there is any sum due the Commonwealth from said clerk, the Auditor shall thereupon notify the trustee of the jury fund of Jefferson county thereof, and the said trustee shall not pay any more fee-bills thereafter to said clerk until said sum so due the Commonwealth shall be paid or be adjudged by a court of competent jurisdiction not to be due; but meanwhile the trustee aforesaid shall pay the said clerk his fees as heretofore.

§ 3. This resolution shall take effect from its adoption.

And it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	Thos. J. Megibben,
Alex. E. Adams,	C. W. Gilmore,	D. G. Mitchell,
Albert S. Berry,	Clint. Griffith,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	Jas. Shackleford,
Attila Cox,	C. N. Lewis,	H. H. Skiles,
Geo. T. Edwards,	T. J. McElrath,	A. H. Willingham—19.
Charles D. Foote,		

Those who voted in the negative, were—

James Blackburn,	Geo. T Halbert,	Clifton J. Pratt,
J. H. Bruce,	Samuel E. Hill,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	Ishmael H. Smith,
John T. Gathright,	R I. McQuiddy,	J. H. Wilkinson—14.
Henry George,	Alex. B. Montgomery,	

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	Thos. J. Megibben,
Alex E. Adams,	Clinton Griffith,	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	James Shackleford,
Geo. T. Edwards,	C. N. Lewis,	H. H. Skiles,
Charles D. Foote,	T. J. McElrath,	J. H. Wilkinson,
W. H. Frederick,	R. I. McQuiddy,	A. H. Willingham—28.
John T. Gathright,		

Those who voted in the negative, were—

James Blackburn,	Sam. E. Hill,	Ishmael H. Smith—5.
Henry George,	A. B. Montgomery,	

Mr. Hays read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the following sums of money are hereby appropriated to the following named persons, to be paid by the Treasurer out of any money in the Treasury not otherwise appropriated, upon the warrant of the Auditor:

To the Speakers of the Senate and House of Representatives, ten dollars each per day during the present session.

To the principal Clerks of the Senate and House of Representatives, ten dollars each per day during the present session, and ten days after adjournment of the General Assembly for preparing acts for publication.

To the Assistant Clerks of the Senate and House of Representatives, ten dollars each per day during the present session, and ten days after adjournment of the General Assembly for preparing acts for publication.

To the Second Assistant Clerks of the Senate and House of Representatives, each ten dollars per day for such time as the Chief Clerks of the two Houses may certify they have acted, which time shall end with the present session.

To the Enrolling Clerks of the Senate and House of Representatives, each eight dollars per day during the present session.

This resolution shall take effect and be in force from and after its passage.

Mr. Berry moved to amend said resolution by adding thereto the following, viz:

And to the Janitors of the Senate and House of Representatives, each $3 per day.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Pratt moved to refer said resolution to the Committee on Appropriations.

And the question being taken thereon, it was decided in the negative.

Mr. Adair moved to amend said resolution by striking out the words "ten dollars" for Chief and First Assistant Clerks, wherever they occur therein, and insert in lieu thereof the words "eight dollars."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Chas. D. Foote,	R. I. McQuiddy,
Joseph Bertram,	W. H. Frederick,	Clifton J. Pratt,
James Blackburn,	John T. Gathright,	Ishmael H. Smith,
J. H. Bruce,	Henry George,	J. H. Wilkinson,
M. T. Carpenter,	Sam. E. Hill,	A. H. Willingham—17.
Geo. T. Edwards,	P. P. Johnston,	

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	D. G. Mitchell,
Albert S. Berry,	Thomas Johnson,	W. O. Mize,
C. W. Gilmore,	C. N. Lewis,	A. B. Montgomery,
Clinton Griffith,	T. J. McElrath,	James Shackleford,
George T. Halbert,	Thos. J. Megibben	H. H. Skiles—15.

Mr. Adair also moved to amend said resolution by striking out the words "eight dollars for the Enrolling Clerks," and the words "ten dollars for the Second Assistant Clerks," where they occur therein, and insert in lieu thereof the words "five dollars."

Mr. Hays moved to amend the amendment proposed by Mr. Adair by striking out the word "five," where it occurs therein, and inserting in lieu thereof the word "six."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Thomas Johnson,	Thos. J. Megibben,
Albert S. Berry,	P. P. Johnston,	D. G. Mitchell,
C. W. Gilmore,	T. J. McElrath,	James Shackleford,
Clint. Griffith,	R. I. McQuiddy,	H. H. Skiles—13.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	W. O. Mize,
Joseph Bertram,	W. H. Frederick,	A B. Montgomery,
James Blackburn,	Henry George,	Clifton J. Pratt,
J. H. Bruce,	George T. Halbert,	Ishmael H. Smith,
M. T. Carpenter,	Samuel E. Hill,	J. H. Wilkinson,
George T. Edwards,	C. N. Lewis,	A. H. Willingham—18.

The question was then taken on the adoption of the amendment proposed by Mr. Adair, and it was decided in the affirmative.

Mr. Montgomery then moved to reconsider the vote by which the Senate had adopted the amendment proposed by Mr. Berry to said resolution.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	R. I. McQuiddy,
James Blackburn,	W. H. Frederick,	Thos. J. Megibben,

J. H. Bruce,	Henry George,	A. B. Montgomery,
M. T. Carpenter,	Geo. T. Halbert,	Clifton J. Pratt,
Geo. T. Edwards,	Sam. E. Hill,	Ishmael H. Smith—15.

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	W. O. Mize,
Albert S. Berry,	Thomas Johnson,	Jas. Shackleford,
Joseph Bertram,	C. N. Lewis,	H. H. Skiles,
C. W. Gilmore,	T. J. McElrath,	J. H. Wilkinson,
Clint. Griffith,	D. G. Mitchell,	A. H. Willingham—15.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Alex. E. Adams,	Henry George,	Thos. J. Megibben,
Albert S. Berry,	C. W. Gilmore.	W. O Mize,
Joseph Bertram,	Clinton Griffith,	A. B. Montgomery,
James Blackburn,	George T. Halbert,	James Shackleford,
J. H. Bruce,	Sam. E. Hill,	H. H. Skiles,
M. T. Carpenter,	Thomas Johnson,	Ishmael H. Smith,
Charles D. Foote,	P. P. Johnston,	J. H. Wilkinson,
W. H. Frederick,	C. N. Lewis,	A. H. Willingham—27.

Those who voted in the negative, were—

Geo. T. Edwards,	D. G. Mitchell,	Clifton J. Pratt—4.
R. G. Hays,		

Leave was granted to bring in the following bills, viz:

On motion of Mr. Pratt—

1. A bill, entitled "An act to enable the court of claims of Christian county to create a sinking fund to redeem outstanding railroad and interest on same, in stocks and bonds.

On motion of same—

2. A bill to amend section 667, Civil Code of Practice.

On motion of Mr. Bruce—

3. A bill to amend subsection 2, section 550, of the Civil Code of Practice.

On motion of Mr. Megibben—

4. A bill to amend the charter of the Kentucky Union Railroad Company.

On motion of Mr. Cox—

5. A bill to incorporate the Owenton Building and Savings Institution.

On motion of same—

6. A bill to incorporate the North Kentucky Fire Insurance Company.

On motion of same—

7. A bill to authorize the Commissioners of the Sinking Fund to sell turnpike stocks.

On motion of Mr. Foote—

8. A bill to amend the General Statutes, title "Revenue and Taxation."

Ordered, That the Committee on the Judiciary prepare and bring in the 1st; the Committee on Codes of Practice the 2d, 3d, and 8th; the Committee on Railroads the 4th; the Committee on Sinking Fund the 5th and 7th, and the Committee on Banks and Insurance the 6th.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act in relation to second-hand or junk stores in the city of Paducah;

An act to authorize the Richmond and Southwestern Railway Company to build, maintain, and operate a railroad in the State of Kentucky;

An act to incorporate the town of New Campbellsburg, in Henry county;

An act to incorporate the Middle Division of the Cumberland and Ohio Railroad Company;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

SATURDAY, MARCH 20, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Union Express Company."

An act repealing parts of, and amendatory of, and supplemental to, "An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act," approved January 24, 1880.

That they had passed a bill and concurred in the adoption of a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of Eldridge Kenton.

Resolution to appoint a committee to confer with the trustees of the Agricultural and Mechanical College in regard to the prospects and condition of said institution.

That they had passed bills of the following titles, viz:

1. An act to amend the revised charter of the city of Paducah.

2. An act to repeal sections 2, 3, 4, 5, and 6 of an act, entitled "An act to incorporate the Licking River Lumber and Mining Company," approved January 26th, 1868.

3. An act for the benefit of George A. Burton, a pauper idiot of Pulaski county.

4. An act for the benefit of the Louisville Water Company.

5. An act to incorporate the town of Fancy Farm, in Graves county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on

Internal Improvement; the 2d and 4th to the Committee on the Judiciary; the 3d to the Committee on Finance, and the 5th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Willingham moved to reconsider the vote by which the Senate had, on yesterday, adopted a joint resolution, which originated in the Senate, entitled

Resolution fixing the pay of certain officers of the present General Assembly.

Which motion was simply entered.

On motion of Mr. McElrath, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the House of Representatives, entitled

An act for the benefit of J. W. Lee, of Trimble county.

Which was granted, and said bill was handed in at the Clerk's desk.

Mr. McElrath then moved to reconsider the vote by which the Senate had disagreed to said bill.

Which motion was simply entered.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 20th, 1880.

Hon. James E. Cantrill, Lieutenant Governor and Speaker of the Senate:

I return to the Senate a bill without my signature, entitled "An act for the benefit of the Goshen and Sligo Turnpike Company, of Oldham county." My objection to the bill is this: That section two not only legalizes all contracts of the stockholders of this company heretofore made with the president and directors, or with any other person or persons not in accordance with the charter, but it also legalizes all contracts that may hereafter be made by the stockholders not in accordance with their charter. The plain meaning of this would be, that in the future, as in the past, they are not bound to regard or pay the slightest attention to the provisions of their charter. For these reasons, I cannot give my assent to the passage of this bill.

Respectfully,
LUKE P. BLACKBURN, *Governor.*

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the charter of the Goshen and Sligo Turnpike Road Company, of Oldham county, adopted by said company of date February 14th,

1880, and duly recorded in the office of the clerk of the Oldham county court, be, and the same is hereby, declared to have the same binding force in law and equity as though it had been enacted by the General Assembly of the Commonwealth of Kentucky.

§ 2. That all contracts heretofore made, or which may hereafter be made, by the stockholders of said turnpike company, or any of them, with the president and directors thereof, or that have been made, or may be made by said corporation with any other person or persons, not in accordance with said charter, are hereby declared lawful and binding upon any parties thereto, and may be enforced in any court of competent jurisdiction.

§ 3. This act shall be in force from and after its passage.

The question was then taken, "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

In the affirmative—none.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	W. O. Mize,
Alex. E. Adams,	Clinton Griffith,	Clifton J. Pratt,
Joseph Bertram,	R. G. Hays,	James Shackleford,
J. H. Bruce,	Sam. E. Hill,	H. H. Skiles,
M. T. Carpenter,	C. N. Lewis,	Ishmael H. Smith,
Charles D. Foote,	T. J. McElrath,	J. H. Wilkinson,
John T. Gathright,	R. I. McQuiddy,	A. H. Willingham—23.
Henry George,	Thos. J. Megibben,	

So said bill was rejected, and the veto sustained.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend and reduce into one the several acts in relation to the town of Tompkinsville, Monroe county.

An act authorizing and empowering the county court of Carter county to levy and collect an ad valorem tax on the taxable property in said county, and those parts of the counties of Boyd and Elliott taken from Carter county, to pay the expenses incurred in the several actions brought by the holders of the bonds of Carter county issued in its subscription to the capital stock of the Lexington and Big Sandy Railroad Company.

An act to regulate civil proceedings in actions in the Daviess circuit court.

An act to amend an act, entitled "An act to regulate tolls on turnpike and gravel roads in this Commonwealth."

An act to prohibit the sale of spirituous, vinous, or malt liquors, or the mixture of either, in the Collinsville (7th) magisterial district, in Pendleton county.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 20, 1880

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

Edmund F. Trabue, Jefferson county.
Sampson Davenport, Whitley county.
John R. Graham, Washington county.
P. S. Campbell, Jefferson county.
R. H. Cunningham, Henderson county.
John C. Atkinson, Henderson county.
J. L. Sanford, Kenton county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to amend the charter of the town of South Carrollton, in Muhlenburg county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Adair moved to reconsider the vote by which the Senate had, on yesterday, adopted a resolution, entitled

Resolution in regard to the circuit court clerk's office of Jefferson county.

Which motion was adopted.

Mr. Adair then moved to amend said resolution by striking out the words "if any" and "if any such there be," wherever they occur therein.

Which was adopted.

The question was then taken upon the adoption of said resolution, as amended, and it was decided in the affirmative.

Resolved, That the title of said resolution be as aforesaid.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred leave to bring in a bill, entitled

A bill for the benefit of John E. Abbott, late sheriff of Hart county,

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the negative.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hays, from the Committee on Finance—

An act to amend an act, entitled "An act to incorporate the Polytechnic Society of Kentucky."

By Mr. Montgomery, from the Committee on the Judiciary—

An act to amend an act in relation to the town of Carlisle, Nicholas county, approved March 16th, 1876.

By same—

An act for the benefit of the Louisville Water Company.

By Mr. Adair, from the Committee on General Statutes—

An act to transfer any interest the Commonwealth of Kentucky has in the estate of Joseph Willings to Sarah Royster, of Pulaski county.

By Mr. Hill, from the Committee on Education—

An act for the benefit of school district No. 6, in Woodford county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to provide for the collection of the revenue of Taylor county, and fixing the time to pay the same into the Treasury.

By Mr. Montgomery, from the Committee on the Judiciary—

An act to incorporate the town of Spottsville, in Henderson county.

By Mr. Hill, from the Committee on Education—

An act to amend an act, entitled "An act to incorporate the board of trustees of the city graded school of Cynthiana," approved April 5th, 1878.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Skiles, from the Committee on the Judiciary—

1. A bill for the establishment of and to incorporate the Covington Protestant Children's House.

By same—

2. A bill to authorize the Green and Barren River Navigation Company to construct and maintain a line of telephone or telegraph from Bowling Green to Evansville, Indiana.

By Mr. Montgomery, from same committee—

3. A bill to legalize the actions of the treasurer of the sinking fund commissioners of Hardin county in lending out the money arising from the sale of said county's stock in the Louisville and Nashville Railroad Company.

By Mr. Hays, from the Committee on Finance—

4. A bill to further amend the charter of the city of Louisville.

By Mr. Skiles, from the Committee on the Judiciary—

5. A bill to authorize the county judge of Jessamine county to sell a certain portion of the public square in the town of Nicholasville.

By Mr. McQuiddy, from the Committee on Library and Public Offices and Buildings—

6. A bill in relation to the Capitol grounds.

By Mr. Skiles, from the Committee on the Judiciary—

7. A bill to incorporate the Anderson Hill Inclined Plane and Railway Company, of South Covington.

By Mr. Bruce, from the Committee on Banks and Insurance—

8. A bill to amend an act, entitled "An act to incorporate the Mechanics' Building and Loan Association, of Lexington."

By Mr. Montgomery, from the Committee on the Judiciary—

9. A bill to amend chapter 49, General Statutes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 4th was ordered to be printed, and made the special order of the day for Wednesday next, the 24th inst., at 12 o'clock, M., and from day to day thereafter until disposed of; the 6th was made the special order of the day for Wednesday next, the 24th inst., at 12 o'clock, M., and from day to day thereafter until disposed of; and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. George then moved to reconsider the vote by which the Senate had passed the last named bill.

Which motion was simply entered.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill to amend the charter of the city of Louisville.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Gathright moved an amendment to said bill.

Pending the consideration of which, Mr. Hays moved that said bill and pending amendment be postponed and made the special order of the day for Wednesday next, the 24th inst., at 12 o'clock, M., and from day to day thereafter until disposed of.

Which motion was adopted.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Loton M. Jones, of Caldwell county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Montgomery, from the Committee on the Judiciary, reported a bill, entitled

A bill to repeal an act, entitled "An act to amend chapter 49 of the General Statutes."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That chapter one hundred and eighty-eight of acts of 1874, entitled "An act to amend chapter forty-nine of the General Statutes," and approved February 4th, 1874, be, and the same is hereby, repealed.

§ 2. This act shall take effect from and after the date of its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	W. H. Frederick,	Thos. J. Megibben,
J. H. Bruce,	John T. Gathright,	A. B. Montgomery,
M. T. Carpenter,	Sam. E. Hill,	H. H. Skiles,
Geo. T. Edwards,	T. J. McElrath,	J. H. Wilkinson—14.
Charles D. Foote,	R. I. McQuiddy,	

Those who voted in the negative, were—

Alex. E. Adams,	Thomas Johnson,	Clifton J. Pratt,
Henry George,	C. N. Lewis,	Ishmael H. Smith,
C. W. Gilmore,	W. O. Mize,	A. H. Willingham—10.
R. G. Hays,		

Resolved, That the title of said bill be as aforesaid.

Mr. Montgomery, from the Committee on the Judiciary, to whom was referred leave to bring in a bill, entitled

A bill to amend an act, entitled "An act to incorporate the Madisonville and Shawneetown Straight Line Railroad,"

Asked to be discharged from the further consideration of the leave.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Willingham, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	Thos. J. Megibben,
Joseph Bertram,	John T. Gathright,	W. O. Mize,
James Blackburn,	C. W. Gilmore,	Clifton J. Pratt,
J. H. Bruce,	C. N. Lewis,	Ishmael H. Smith,
George T. Edwards,	R. I. McQuiddy,	J. H. Wilkinson—16.
Charles D. Foote,		

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	James Shackleford,
Henry George,	Samuel E. Hill,	A. H. Willingham—7.
Clinton Griffith,		

Mr. Gathright read and laid on the table the following joint resolution, viz:

WHEREAS, The present building belonging to the United States in the city of Louisville, in which are the post-office, pension-office, collector of revenue, surveyor, United States district and circuit courts, and other offices, is wholly inadequate and unsuited for the growing business of the city, and being inconvenient for many of the most important offices—the courts being forced into the third story and into apartments wholly unsuited for the purpose—and no one of the many offices confined in this small building has sufficient room to properly keep the records and do the business of the office; the entire building not having capacity for more than one third the offices now in it; and whereas, Kentucky, and especially the district in which the city of Louisville is situated, are among the largest revenue paying districts in the Union; and whereas, no other city of equal amount of Government business, located in any State from which so large revenue is derived by the Government of the United States, but has far superior buildings and better accommodation for the officers; now, therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Congress of the United States be, and it is hereby, requested to make an appropriation for Government buildings at Louisville that will furnish suitable accommodations for the rapidly increasing business of the State and district; that the Governor be requested to forward a copy of this resolution to each of our Representatives and Senators in Congress, with the request that they urge this matter upon the proper committee.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up twice read, and adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. McElrath—

1. A bill for the benefit of the Goshen and Sligo Turnpike Company, of Oldham county.

On motion of Mr. Shackleford—

2. A bill to amend the charter of the city of Vanceburg.

On motion of same—

3. A bill for the benefit of Hiram T. Warder, late sheriff of Lewis county.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, and the Committee on Propositions and Grievances the 2d and 3d.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act changing and fixing the corporate limits of the town of West Liberty, in Morgan county;

An act to amend an act, entitled "An act to incorporate the Union Express Company;"

An act to provide for the holding of terms of the criminal court at Alexandria, in the 12th judicial district;

An act to incorporate the town of Port Royal, in Henry county;

An act for the benefit of Mrs. Sarah A. Baird, of Spencer county;

An act authorizing Capital Lodge, No. 6, Independent Order of Odd Fellows, to fund its present bonded indebtedness;

An act to amend an act, entitled "An act to organize and establish a system of public schools in the city of Hopkinsville for white children," approved March 13, 1872;

An act repealing parts of, and amendatory of, and supplemental to, "An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act," approved January 24, 1880;

An act to relieve Edward D. and Thos. C. Smith, of Scott county, Chas. K. Wheeler, of Christian county, and Wm. A. Jewell, of Hancock county, from disabilities of infancy;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of the Shelby county court of claims;

An act to provide for the appointment of sealers of weights and measures in Fayette county, and to prevent the use of untrue scales, balances, weights, and measures;

An act to incorporate the West End Transportation Company of the city of Louisville;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Mr. Skiles moved the following resolution, viz:

Resolved, That the further reporting of the regular committees be suspended, and that the roll of Senators be called in alphabetical order, and that each Senator be permitted to call up two bills, and that said call be continued until the name of each Senator has been called; and that at the end of said call the reporting from the committees shall be resumed.

Pending the consideration of which, Mr. Hays moved that the Senate do now adjourn.

Which motion was adopted.

And then the Senate adjourned.

MONDAY, MARCH 22, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the town of Sulphur Well, in Metcalfe county.

An act to amend an act, entitled "An act to incorporate the Harrodsburg and Cornishville Turnpike Road Company," approved March 4th, 1856.

An act to amend the charter of the town of Shelbyville.

An act to incorporate the Paducah Electric Light and Heating Company.

An act to amend the charter of the city of Columbus.

An act to incorporate the Yarnallton Turnpike Road Company, in Fayette county.

An act to incorporate the town of Big Spring, in the counties of Meade, Hardin, and Breckinridge.

An act to incorporate the Diamond Island Bend Fence Company.

An act to incorporate the Ohio Valley Turnpike Road Company, in Bracken county.

An act to incorporate the Paducah and Mayfield Gravel Road Company.

An act to incorporate the town of McKinney, Lincoln county.

An act to re-enact and amend an act, entitled "An act to authorize the people of Henry county to vote a tax for the purpose of aiding companies in the building of turnpike roads in said county," approved March 9th, 1869, and the acts amendatory thereto.

An act to amend the charter of the Winchester and Muddy Creek Turnpike Road Company.

An act to provide for the collection of the State revenue due from Pulaski county for the years 1880 and 1881.

An act to incorporate the Plummer's Landing and Muse's Mill Turnpike Road Company.

An act authorizing precinct No. 2, in Garrard county, to subscribe to the capital stock of the Lancaster and Buckeye Turnpike Road Company, and to provide for the payment of such subscription.

An act to incorporate the Independence Cemetery Company.

An act for the benefit of school district No. 33, in Nelson county.

An act to authorize lands sold under executions or judgments of courts to be sold in front of the Planters' Hotel until a court-house is rebuilt in Ballard county.

An act to amend the charter of the town of Jeffersonville, in Montgomery county.

An act to amend an act, entitled "An act to regulate the manner of holding and transmitting church property of the Roman Catholic Church in the Diocese of Covington," approved March 9th, 1854, and an act to amend the same, approved March 6th, 1878.

An act to legalize the administration of oaths to appraisers of property by the marshal of the Louisville chancery court and his deputies.

An act amending the charter of the town of Franklin, Simpson county, Kentucky, and amendments thereto.

An act to repeal an act, entitled "An act to amend the charter of the town of Allensville, in Todd county," approved January 30th, 1871.

An act to amend an act, entitled "An act to revise and amend the charter of the city of Newport, in Campbell county," approved March the 8th, 1878.

An act to incorporate the Methodist Episcopal Church, South, in the city of Columbus.

An act to empower the county court of Boyle county to levy an ad valorem tax.

An act to amend an act, entitled "An act to prohibit the sale of spirituous, vinous, and malt liquors in the village of Paint Lick, Garrard county," approved March 16th, 1871.

An act for the benefit of J. N. Holloway, of Lyon county, refunding to him $45 84.

An act to amend an act, entitled "An act to amend the charter of the Covington and Lexington Turnpike Road Company."

An act to amend an act, entitled "An act to authorize the county court of Lawrence county to levy an additional tax for road and bridge purposes and for public improvements."

An act to amend the charter of the town of Louisa.

An act to amend an act, entitled "An act to incorporate the town of Lovelaceville, in Ballard county."

An act for the benefit of the Bloomfield and Springfield Turnpike Road Company.

An act to amend the charter of the Glencoe and Sugar Creek Turnpike Company, in Gallatin county.

An act to repeal an act, entitled "An act to change the time of holding the county court of Woodford county," approved February the 19th, 1880.

An act appointing commissioners to re-plat the town of California, in Campbell county.

An act to amend the charter of the town of Lawrenceburg.

An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Elizabeth Church, in Grant county.

An act to extend the time for the completion of the Alexandria and Flag Spring Turnpike, in Campbell county.

An act for the benefit of the Winchester, Iron Works, and Schollsville Branch Turnpike Road Company.

An act to amend an act, entitled "An act to incorporate and establish the town of Lewisburg, in Mason county."

An act to amend an act to incorporate the Agricultural and Mechanical Association in Calloway county.

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in districts Nos. 3 and 6, in Hancock county."

An act to repeal an act, entitled "An act to prevent the sale of spirituous, vinous, or malt liquors in the first magisterial district of Todd county," approved April 24th, 1873.

An act to incorporate the Oddville, Smithsonville, and Clayville Turnpike Road Company.

An act to incorporate the Bourbon County Colored Co-operative Association.

An act to create a special road law for the county of Grant.

An act for the benefit of John F. Taylor, of Todd county.

An act legalizing the sale of the Lawrenceburg and Shryock's Ferry Turnpike Road.

An act to legalize the incorporation of the Woolper Turnpike Road Company.

That they had passed a bill and concurred in the adoption of a resolution, which originated in the Senate, of the following titles, viz:

An act to provide for appointing and electing commissioners for the county of Kenton, and defining their duties, and the duties of other county officers whose duties are connected with the duties of said commissioners.

Resolution in regard to Government aid for the Government buildings in the city of Louisville.

That they had adopted a resolution, entitled

Resolution appointing joint committee of conference in regard to bills touching salaries of officers of the State.

Ordered, That said resolution be referred to the Committee on Retrenchment and Reform.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act incorporating the Eastern Blue Grass Lead and Silver Mine, No. 1.

That they had passed bills of the following titles, viz:

1. An act for the benefit of J. W. Parker, of Lewis county.

2. An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Stanford."

3. An act to amend and reduce into one an act to incorporate Tunnel City, in Lincoln county.

4. An act to amend the charter of the city of Ludlow.

5. An act to amend an act, entitled "An act for the benefit of the tax-payers of Lyon county," approved February 6th, 1878.

6. An act for the benefit of Ridley Morgan, of Marshall county.

7. An act to amend an act for the benefit of Caldwell county, approved February 20, 1878.

8. An act authorizing the Ashland and Catlettsburg Turnpike Road Company, by contract, to grant rights of way for railroads across or upon its road in Boyd county.

9. An act to incorporate the Limestone Mutual Fire Insurance Company, of Maysville, Kentucky.

10. An act to incorporate the town of Orangeburg, in Mason county.

11. An act to empower the Pendleton county court to borrow money for bridge purposes.

12. An act to regulate the collection of taxes in Whitley county for county purposes.

13. An act to regulate the civil jurisdiction of the circuit courts of McCracken, Ballard, and Hickman during the term the common pleas court exists in said counties of McCracken, Ballard, and Hickman.

14. An act to provide for the transfer of civil suits at law or in equity, motions, and special proceedings in civil matters in the circuit courts of McCracken, Ballard, and Hickman to the common pleas courts of McCracken, Ballard, and Hickman.

15. An act to establish an additional voting and magisterial district in Martin county.

16. An act to authorize the clerk of the Pike county court to settle with guardians, executors, and administrators.

17. An act to prevent persons from using dead-locks on vehicles used on the Vanceburg, Dry Run, and Kinniconick Turnpike Road, in Lewis county.

18. An act for the benefit of the Vanceburg, Dry Run, and Kinniconick Turnpike Road Company, of Lewis county.

19. An act to repeal an act, entitled "An act to amend, revise, and extend an act, entitled 'An act to incorporate the city of Mayfield,'" approved March 9th, 1876.

20. An act to authorize and empower precinct No. 3, McLean county, to compromise and fund its bonded debt.

21. An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the Big Sandy river, and including the East and West Forks thereof, for the purpose of constructing canals, or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said river, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the

grounds, buildings, and appurtenances acquired under the provisions of this act.

22. An act requiring the registration of Allen county bonds.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 6th, 9th, 10th, 17th, 18th, and 19th to the Committee on Propositions and Grievances; the 2d, 3d, 20th, and 22d to the Committee on General Statutes; the 4th to the Committee on Codes of Practice; the 5th, 7th, 13th, 14th, and 16th to the Committee on the Judiciary; the 8th, 11th, and 21st to the Committee on Internal Improvement; the 12th to the Committee on Finance, and the 15th to the Committee on Privileges and Elections.

The following petition was presented, viz:

By Mr. Shackleford—

The petition of sundry citizens of Lewis county, in relation to the amendment of the charter of Vanceburg.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to incorporate the Deposit Bank of Northeastern Kentucky, of Grayson.

By Mr. Gathright, from the Committee on Internal Improvement—

An act relating to the Hardinsburg and Cloverport Turnpike Road Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to enable Mason county to provide means to meet her railroad debt as it falls due.

By same—

An act for the benefit of the administrator of H. B. Dobyns, deceased.

By same—

An act requiring the county judges of Carter and Elliott counties to submit the local option question to any civil district, &c.

By same—

An act for the benefit of John M. Ready, of Garrard county.

By same—

An act to extend the limits of the town of Parksville, Boyle county.

By same—

An act to extend the provisions of an act, entitled "An act for the benefit of Rebecca McClarty, of Whitley county," approved March 30th, 1878.

By same—

An act relating to the Licking Valley Railroad Company.

By same—

An act to empower the Menifee and Bath county courts to settle the claims of Bath against that part of Menifee taken from Bath growing out of the bonds issued by Bath county to the Lexington and Big Sandy Railroad, and to enable the Menifee county court to collect taxes or issue bonds to pay the same.

By same—

An act to establish a voting precinct at Chatham, Bracken county.

By same—

An act to protect birds in Clark, Fleming, Scott, and Montgomery counties.

By same—

An act to protect birds in Bracken and Grant counties.

By same—

An act for the benefit of J. W. Penney, of Mercer county.

By same—

An act to amend the act, entitled "An act to incorporate the Scuffletown Fence Company," approved March 21st, 1872.

By same—

An act for the benefit of C. M. Hanks, of Wolfe county.

By same—

An act for the benefit of Riley Branham, tax assessor for Carter county.

By same—

An act to amend an act for the benefit of J. W., P. A., and W. H. Cook, and Henry Smith, of Warren county.

By same—

An act to prevent stock from running at large in district No. 4, Harrison county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to legalize certain orders of the Breckinridge county court of claims made at its January term, 1880.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to repeal an act, entitled "An act to change a part of the eastern boundary of the town of Harrodsburg."

By Mr. McQuiddy, from the Committee on Library and Public Offices and Buildings—

An act for the benefit of the Attorney General of this Commonwealth.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruce, from the Committee on Railroads—

A bill to authorize the Richmond and Southwestern Railway Company to extend its railroad in the State of Kentucky.

By Mr. Mize, from the Committee on Claims—

A bill for the benefit of Greenup Nichol, of Rowan county.

By Mr. Pratt, from the Committee on the Judiciary—

A bill to enable the court of claims of Christian county to create a sinking fund to redeem outstanding railroad bonds, and invest the same in stocks and bonds.

By Mr. McQuiddy, from the Committee on Library and Public Offices and Buildings—

A bill donating the Sine Pendulum to the Agricultural and Mechanical College of the State.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill for the benefit of common school district No. 53, in Hopkins county.

By same—

A bill for the benefit of B. R. Walker, sheriff of Fulton county.

By same—

A bill to prevent obstructions in Little and Big Greasy creeks, in Hopkins county.

By same—

A bill to amend section 35 of an act, entitled "An act to amend and reduce into one the several acts in regard to the city of Vanceburg, in Lewis county," approved March 13th, 1856.

By same—

A bill to amend an act for the benefit of the Joint Stock Agricultural and Mechanical Association of Madison county.

By same—

A bill to exempt physicians of Barren, Monroe, and Metcalfe counties from working on roads upon certain conditions.

By same—

A bill for the benefit of the owners of the grounds of the West Louisville Cemetery Company.

By same—

A bill to amend an act, entitled "An act relative to the Henry, Oldham, and Jefferson Turnpike Road Company," approved February 20th, 1878.

By same—

A bill for the benefit of Henry Fields, late sheriff of Perry county.

By Mr. P. P. Johnston, from the Committee on Printing—

A bill to provide for the punishment of the crime of seduction.

By Mr. Wilkinson, from same committee—

A bill to regulate the advertising of real estate and personal property under execution sale, sales for State and county taxes, and sales under decrees or judgments, and to regulate the compensation therefor.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the next to the last named bill was made the special order of the day for Thursday next, the 25th inst., and from day to day thereafter until disposed of; the last named bill was made the special order of the day for Friday next, the 26th inst., at 12 o'clock, M., and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred leave to bring in bills of the following titles, viz:

A bill for the benefit of S. M. Wrather and others, sureties of J. H. Swift, of Calloway county;

A bill to refund certain money to J. H. Swift, late sheriff of Calloway county;

A bill for the benefit of J. P. Alexander, of Hopkins county;

Asked to be discharged from the further consideration of said leaves.

Which was granted.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to amend an act for the benefit of Allen county, empowering it to compromise its railroad debt.

With an amendment thereto.

Which was taken up, twice read, and concurred in.

The Speaker laid before the Senate the report of Messrs. Cromwell Adair, John T. Gathright, and Samuel E. Hill, the committee appointed on the part of the Senate to visit the Agricultural and Mechanical College.

The Senate took up for consideration a bill, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon.

On motion of Mr. Gathright,

Ordered, That the further consideration of said bill be postponed until Thursday next, the 25th inst., at 12 o'clock, M., and from day to day thereafter until disposed of.

Mr. Shackelford, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to protect game and small birds, and punish trespass,"

Reported the same without amendment.

Mr. Skiles moved an amendment to said bill.

Which was adopted.

Mr. Adair moved an amendment to said bill.

Which was adopted.

Mr. Adair moved a second amendment to said bill.

And the question being taken on the adoption of said amendment, a division was demanded, and no quorum found voting, said bill and amendments passed into the orders of the day.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 22, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

Joseph A. Donaldson, Carroll county.
J. C. Johnston, McLean county.
R. B. Caldwell, Jefferson county.
R. J. Meyler, Bullitt county.
James N. Cagle, Larue county.
W. H. Slack, McCracken county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend chapter 95, General Statutes, title "Salaries."

Mr. P. P. Johnston moved to postpone the further consideration of said bill until to-morrow, at 1 o'clock, P. M.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Hays, were as follows, viz:

Those who voted in the affirmative, were--

Alex. E. Adams,	C. W. Gilmore,	R. I. McQuiddy,
J. H. Bruce,	Clinton Griffith,	D. G. Mitchell,
M. T. Carpenter,	R. G. Hays,	W. O. Mize,
Charles D. Foote,	P. P. Johnston,	Jas. Shackleford—14.
John T. Gathright,	C. N. Lewis,	

Those who voted in the negative, were—

Cromwell Adair,	Samuel E. Hill,	H. H. Skiles,
Joseph Bertram,	A B. Montgomery,	Ishmael H. Smith,
W. H. Frederick,	Clifton J. Pratt,	J. H. Wilkinson,
Henry George,	John W. Rowlett,	A. H. Willingham—12.

The Senate, according to order, took up for consideration a bill, entitled

A bill authorizing and directing the sale of the house and grounds situated in Frankfort, and known and used as a Governor's Mansion.

Mr. Mitchell moved to suspend the rules to allow the Committee on Finance to report a bill.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and George, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	W. O. Mize,
J. H. Bruce,	R. G. Hays,	Clifton J. Pratt,
M. T. Carpenter,	P. P. Johnston,	James Shackleford,
Charles D. Foote,	C. N. Lewis,	H. H. Skiles,
John T. Gathright,	D. G. Mitchell,	J. H. Wilkinson—16.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Sam. E. Hill,	Ishmael H. Smith,
Henry George,	A. B. Montgomery,	A. H. Willingham—6.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Taylor county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Shackelford, from the Committee on Propositions and Grievances, reported a bill, entitled

A bill for the benefit of Henry Fields, of Perry county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, There is hereby appropriated to Henry Fields, out of any money in the Treasury not otherwise appropriated, the sum of $397 94, and the Auditor is hereby authorized to draw his warrant upon the Treasury in favor of said Fields for that amount.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore.	D. G. Mitchell,
Joseph Bertram,	Clinton Griffith,	W. O Mize,
J. H. Bruce,	R. G. Hays,	A. B. Montgomery,
M. T. Carpenter,	Sam. E. Hill,	Clifton J. Pratt,
Charles D. Foote,	P. P. Johnston,	James Shackleford,
W. H. Frederick,	C. N. Lewis,	H. H. Skiles,
John T. Gathright,	R. I. McQuiddy,	Ishmael H. Smith—22.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair, J. H. Wilkinson, A. H. Willingham—3.

Resolved, That the title of said bill be as aforesaid.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Wilkinson—

1. A bill, entitled "An act to amend chapter 28, article 13, section 16, General Statutes, title 'County Judge.'"

On motion of Mr. Mize—

2. A bill to incorporate Ezell Lodge, No. 550, F. and A. Y. M., in Morgan county.

On motion of same—

3. A bill to incorporate Mizpah Lodge, No. 507, Free and Accepted Masons, in Wolfe county.

On motion of Mr. Pratt—

4. A bill for the benefit of M. Rice, common school commissioner of Hopkins county.

Ordered, That the Committee on Codes of Practice prepare and bring in the 1st; the Committee on Propositions and Grievances the 2d and 3d, and the Committee on Education the 4th.

The Senate resumed the consideration of a bill, entitled

A bill authorizing and directing the sale of the house and grounds situated in Frankfort, and known and used as a Governor's Mansion.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor, Attorney General, and Treasurer of the State of Kentucky shall sell and convey to the highest bidder or bidders, on credits of one, two, and three years, for equal installments of the purchase money, the house and grounds in Frankfort known and used as the Governor's Mansion.

§ 2. Before selling, they shall advertise the time, place, and terms of sale at least thirty days in two papers, one in the city of Frankfort, and the other in the city of Louisville; they shall divide the grounds into suitable lots, and offer them separately, and then as a whole, and accept the bid yielding the State the greatest sum of money; they will take bonds, with

approved security, payable to the State of Kentucky, for the purchase money, which bonds, when due, the Auditor shall collect and pay into the Treasury.

§ 3. The sale shall be made as soon as practicable after the expiration of the term of office of the present Governor, unless said Governor shall, in writing, acknowledge before the clerk of the Franklin county court, and record in his office as deeds are recorded, consent to an immediate sale. In the event of his so consenting, the sale shall be made as soon thereafter as practicable.

§ 4. This act shall take effect from and after its passage.

The question was then taken on the adoption of the amendment heretofore proposed by Mr. Gilmore, which reads as follows, viz:

Provided, That the proceeds of the sale of said property shall be reinvested in a suitable residence for the Governor in some other part of the city, without the shadow of the Penitentiary,

And it was decided in the negative.

The question was then taken on the adoption of the amendment heretofore proposed by Mr. Megibben to said bill, and it was decided in the negative.

Mr. Pratt moved to amend said bill by adding after the word "mansion," in the first section thereof, the following words, to-wit:

And all the furniture, household goods, and personal property connected therewith belonging to the State.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Hays then moved to recommit said bill to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruce and George, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	R. I. McQuiddy,
M. T. Carpenter,	Clinton Griffith,	D. G. Mitchell,
Chas. D. Foote,	R. G. Hays,	J. H. Wilkinson—11.
John T. Gathright,	P. P. Johnston,	

Those who voted in the negative, were—

Alex. E. Adams,	Sam. E. Hill,	James Shackleford,
Joseph Bertram,	C. N. Lewis,	H. H. Skiles,
J. H. Bruce,	W. O. Mize,	Ishmael H. Smith,
W. H. Frederick,	A. B. Montgomery,	A. H. Willingham—14.
Henry George,	Clifton J. Pratt,	

Mr. Mitchell moved to amend said bill by adding thereto the following, viz:

Provided, That the proceeds of the sale of said property shall be put in the State Treasury, and the Governor furnish his own residence, and that his salary be increased to $8,000.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mitchell and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	R. G. Hays,	D. G. Mitchell,
Clinton Griffith,	P. P. Johnston,	W. O. Mize—6.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	John W. Rowlett,
Joseph Bertram,	C. W. Gilmore,	James Shackleford,
J. H. Bruce,	Sam. E. Hill,	H. H. Skiles,
M. T. Carpenter,	C. N. Lewis,	Ishmael H. Smith,
Charles D. Foote,	R. I. McQuiddy,	J. H. Wilkinson,
W. H. Frederick,	A. B. Montgomery,	A. H. Willingham—20.
John T. Gathright,	Clifton J. Pratt,	

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time.

Mr. Montgomery moved to suspend the rules in order to place said bill on its passage.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
Joseph Bertram,	Samuel E. Hill,	Jas. Shackleford,
J. H. Bruce,	P. P. Johnston,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	Ishmael H. Smith,
John T. Gathright,	R I. McQuiddy,	J. H. Wilkinson,
Henry George,	W. O. Mize,	A. H. Willingham—20.
C. W. Gilmore,	Alex. B. Montgomery,	

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	D. G. Mitchell—5.
M. T. Carpenter,	Clint. Griffith,	

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Clifton J. Pratt,
Joseph Bertram,	Sam. E. Hill,	Jas. Shackleford,
J. H. Bruce,	C. N. Lewis,	H. H. Skiles,
W. H. Frederick,	W. O. Mize,	Ishmael H. Smith,
John T. Gathright,	A. B. Montgomery,	A. H. Willingham—16.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	Clint. Griffith,	R. I. McQuiddy,
M. T. Carpenter,	R. G. Hays,	D. G. Mitchell,
Charles D. Foote,	P. P. Johnston,	J. H. Wilkinson—9.

Resolved, That the title of said bill be as aforesaid.

Mr. Hill then moved to reconsider the vote by which the Senate had passed said bill.

Mr. George moved to lay said motion on the table.

Pending the consideration of which motion, Mr. Frederick moved that the Senate do now adjourn.

Which motion was adopted.

And then the Senate adjourned.

TUESDAY, MARCH 23, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed an enrolled bill, which originated in the House of Representatives, of the following title, viz:

An act repealing parts of, and amendatory of, and supplemental to, "An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the navigable rivers thereof, for the purpose of constructing canals or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said rivers,

and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act," approved January 24, 1880.

That they had concurred in the adoption of resolutions, which originated in the Senate, of the following titles, viz:

Resolution in regard to the circuit court clerk's office of Jefferson county.

Joint resolution directing the Auditor to draw his warrant for the expenses of the committeemen who visited the institutions at Danville and Anchorage.

With an amendment to the last named resolution.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, malt, or vinous liquors in Glasgow, and within one mile of the boundary thereof."

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the city of Dayton.

An act to authorize the county court of claims of Barren county to make an appropriation for the benefit of George C. Young and others, and to impose and levy an ad valorem or poll-tax to pay the same.

An act to incorporate the Kenton County Gunning and Fishing Club.

An act repealing so much of the revised and amended charter of the city of Newport as creates the office of weigher and measurer.

An act to amend an act, entitled "An act to charter the Silver Creek Turnpike Road Company, in Madison county.

An act to empower the county court of Union county to dispose of the delinquent list by sale or otherwise.

An act for the benefit of B. R. Walker, sheriff of Fulton county.

An act to amend section 24 of an act, entitled "An act to revise and amend the charter of the city of Newport," &c.

With an amendment to the last named bill.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to enforce and regulate land drainage in Jefferson county.

2. An act repealing an act, entitled "An act for the benefit of Elijah Wisdom and Green Atwell."

3. An act for the benefit of Mrs. E. E. Patterson, of Paducah, Kentucky.

4. An act to amend section 19, chapter 42, General Statutes, title "Ferries:"

5. An act for the benefit of Sarah A. Spalding.

6. An act to amend an act, entitled "An act to amend the charter of the city of Louisville," approved February 20th, 1873.

7. An act to create the Marshall County Gravel Road Company.

8. An act to incorporate the Murray and Wadesboro Gravel Road Company.

9. An act to amend an act to incorporate the South Louisville and Pleasure Ridge Turnpike Road Company, of Jefferson county," approved February 14, 1878.

10. An act to regulate the sale of spirituous, vinous, and malt liquors in the town of Verona, in Boone county.

11. An act to establish a school of learning at Sturdsville, Grant county.

12. An act to incorporate the Eldorado and Dugan's Turnpike Road Company, in Mercer county.

13. An act to amend an act, entitled "An act to amend the charter of the Salvisa and Kirkwood Turnpike Road Company.

14. An act to incorporate St. Luke's Lodge, No. 204, Independent Order of Odd Fellows, at Bardley, in Union county.

15. An act to authorize the erection of a toll-gate on the Dry Run and Lytle's Fork Turnpike Road.

16. An act for the benefit of John W. Burton, of Warren county.

17. An act to repeal an act for the benefit of the educational interests of the white citizens of Bowling Green.

18. An act to amend the charter of the Georgetown, Oxford, and Leesburg Turnpike Company.

19. An act to extend and regulate the civil jurisdiction of the quarterly court of Owen county.

20. An act to charter and incorporate a turnpike road leading from Lusby's mill, in Owen county, to Corinth, in Grant county, to be known as the Lusby's Mill and Corinth Turnpike Road Company.

21. An act to empower the county court of Henderson county to take stock in turnpike or gravel roads in Henderson county.

22. An act to authorize and empower Stranger's Rest Lodge, No. 13, Independent Order of Odd Fellows, at Henderson, Kentucky, to fund its bonded indebtedness.

23. An act to amend an act, entitled "An act to amend chapter 997 of the General Statutes," approved April 10, 1878, so as to apply the same to Graves, Campbell, and Hart counties.

24. An act declaring the Kentucky river and its forks, in Estill and Lee counties, a lawful fence.

25. An act to incorporate the Sugar Creek and Watt's Mill Turnpike Road Company.

26. An act for the benefit of the Sulphur Well branch of the Nicholasville and Kentucky River Turnpike Road Company.

27. An act to amend section 10, article 17, chapter 29, of the General Statutes, title "Crimes and Punishments."

28. An act to amend an act, entitled "An act to incorporate the Kentucky Southern Railroad Company," approved March 28, 1872.

29. An act for the benefit of the Exchange Bank of Kentucky.

30. An act creating an additional voting and magistrate's district in Montgomery county.

31. An act to amend the charter of the board of internal improvement for Shelby county.

32. An act to authorize the county court of Ballard county to re-establish the justice's districts and voting precincts in said county.

33. An act to restore to the circuit courts in the 14th judicial district the jurisdiction taken from them by the act establishing a criminal court in said district, approved March 13, 1876.

34. An act to empower and authorize the county court of Hancock county to borrow money for the purpose of building and repairing bridges.

35. An act to incorporate the Hart Turnpike Road Company.

36. An act to amend an act, entitled "An act to establish a uniform system of common schools for the colored children of this Commonwealth," approved February 4th, 1874.

37. An act to amend the charter of the town of North Middletown, Bourbon county.

38. An act to incorporate the North Middletown Cemetery Company, Bourbon county.

39. An act to incorporate the Ohio county Fair Company.

40. An act to change the boundary line of the town of Beaver Dam, Ohio county.

41. An act for the benefit of, and to amend the charter of, the Blue Lick Turnpike Road Company, in Bullitt county.

42. An act for the benefit of H. Clay Wallis, of Lyon county.

43. An act to authorize the court of claims of Christian county to subscribe to the capital stock of turnpike companies in said county.

44. An act for the benefit of Mary B. Young, of Metcalfe county.

45. An act to charter Grange 1183, in Monroe county.

46. An act for the benefit of Joseph Johnston and Tandy Stratton, of Pike county.

47. An act for the benefit of Wm. H. Hamilton, jr., of Pike county.

48. An act to incorporate the Hustonville and Liberty Telephone Company.

49. An act to amend section 30, article 1, chapter 94, General Statutes.

50. An act to change the county line of Washington and Mercer counties.

51. An act to amend the charter of the Mortonsville and Lexington Turnpike Road Company, approved January 14, 1860.

52. An act to amend chapter 53 of the General Statutes, "Idiots and Lunatics."

53. An act to prevent certain kinds of stock from running at large in Simpson county.

54. An act to prevent stock from running at large in the New Castle magisterial district of Henry county.

55. An act to amend an act, entitled "An act to incorporate the Louisville, Henderson, and Paducah Railroad Company," approved March 15, 1869.

56. An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of Antioch or Shiloh Churches, in Grant county.

57. An act to amend the city charter of Owensboro.

58. An act to prevent the sale of spirituous, vinous, and malt liquors within the Clayvillage voting precinct of Shelby county.

59. An act to amend an act amending the charter of the city of Columbus, Kentucky, approved March 6th, 1869, to facilitate the collection of taxes.

60. Resolution in relation to the abolition of tolls on the Louisville and Portland Canal.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 24th, 30th,

32d, 40th, 42d, 44th, 46th, 5th, 53d, and 54th to the Committee on Propositions and Grievances; the 4th, 23d, 27th, 49th, 52d, and 59th to the Committee on General Statutes; the 5th and 47th to the Committee on Claims; the 6th and 16th to the Committee on the Judiciary; the 7th, 8th, 9th, 12th, 13th, 15th, 18th, 20th, 21st, 25th, 26th, 31st, 35th, 41st, 43d, 48th, and 51st to the Committee on Internal Improvement; the 10th to the Committee on Sinking Fund; the 11th, 17th, and 36th to the Committee on Education; the 14th, 22d, 56th, and 58th to the Committee on Religion and Morals; the 19th and the 34th to the Committee on Courts of Justice; the 28th and 55th to the Committee on Railroads; the 29th and 57th to the Committee on Banks and Insurance; the 37th and 38th to the Committee on Codes of Practice; the 39th and 45th to the Committee on Agriculture and Manufactures; the 60th, the resolution, to the Committee on Internal Improvement, and the 33d was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Megibben moved to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the board of trustees of the city graded school of Cynthiana," approved April 5th, 1878.

Which motion was simply entered.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 23, 1880

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

J. C. Johnston, McLean county.
John R. Allen, Fayette county.
E. R. Hawkins, Anderson county.
A. M. Quarrier, Jefferson county.
Wm. Thalheimer, Madison county.
Aaron B. Fontaine, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to regulate the fees and salaries of certain public officers.

With an amendment thereto.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives, entitled

An act to prevent stock from running at large in the counties of Bullitt and Spencer,

Reported the same without amendment.

Mr. Montgomery moved to amend said bill by striking out the word "Bullitt" wherever it occurs therein.

Which was adopted.

Mr. Carpenter moved to amend said bill by striking out the word "Spencer" wherever it occurs therein.

Which was adopted.

Mr. Mitchell moved to amend said bill so as to make the provisions thereof apply to the counties of Washington, Marion, and Taylor.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

An act to prevent stock from running at large in the counties of Washington, Marion, and Taylor.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend the charter of the Kentucky Masonic Mutual Life Insurance Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Bachelor's Rest, in Pendleton county.

By same—

An act to prohibit the sale, restrain the bartering, giving, or loaning of spirituous or vinous liquors, or any mixture with either

of said liquors, in school district No. 17 and the town of Clinton, in said district, in Hickman county.

By same—

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Morehead, in Rowan county.

By same—

An act empowering Louisa Eskridge to act as a *feme sole*.

By same—

An act requiring persons having claims against the counties of Magoffin, Floyd, Carter, Elliott, Menifee, Johnson, Fleming, Lincoln, Nicholas, Robertson, or Bath to file them ten days before the first day of their annual courts of claims.

By same—

An act to incorporate the town of Orangeburg, in Mason county.

By same—

An act for the benefit of W. H. Able, late sheriff of Jefferson county

By same—

An act for the benefit of J. C. Hayes, present sheriff of Hardin county.

By same—

An act changing the name of Buzzard Roost precinct, in Nicholas county.

By same—

An act for the benefit of the Vanceburg, Dry Run, and Kinniconick Turnpike Road Company, of Lewis county.

By same—

An act for the benefit of Robert Murphy, late sheriff of Pulaski county.

By same—

An act to prevent the destruction of cane in the Ohio and Mississippi river bottoms, in Ballard county.

By same—

An act for the benefit of the coroner of Taylor county.

By same—

An act to incorporate the Limestone Mutual Fire Insurance Company, of Maysville, Kentucky.

By same—

An act for the benefit of Wm. P. Taulbee, of Magoffin county.

By same—

An act to prohibit the county courts of Carter and Elliott from exonerating persons from the payment of taxes after the same have been paid to the sheriff.

By Mr. Mize, from same committee—

An act for the benefit of Daniel Hagar, of Johnson county, directing the Register of the Land Office to issue patent to him on a certain survey.

By same—

An act to add a small section of Campbell county to the Highland district in said county.

By same—

An act to exempt retail druggists and pharmaceutists from serving on juries.

By same—

An act to prevent hunting in Boone county for a period of two years.

By Mr. Shackleford, from same committee—

An act for the benefit of Jim. Carrol, of Kenton county.

By same—

An act for the relief of James T. DeMoss, sheriff of Oldham county.

By same—

An act authorizing the Register of the Land Office to issue a patent to J. J. Hitchcock for two hundred acres of land in Tow Head Island, Hickman county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Hays moved to reconsider the vote by which the Senate had passed the last named bill.

Which motion was simply entered.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred bills from the House of Representatives of the following titles, viz :

An act authorizing K. F. Leslie to erect a mill-dam across John's creek, in Pike county;

An act to repeal an act, approved March 28, 1872, prohibiting the sale of spirits in the town of Burksville, and within two miles of said town;

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bills were disagreed to.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Frederick, from the Committee on Claims—

A bill for the benefit of Moses Davis, of Garrard county.

By Mr. Montgomery, from the Committee on the Judiciary—

A bill exempting the Covington Stock Yard Company from the provisions of section 10, article 17, chapter 29, General Statutes.

By Mr. Rowlett, from the Committee on Appropriations—

A bill for the benefit of Green county, empowering said county to compromise her bonded debt, and to provide for the payment of the same.

By Mr. Adair, from same committee—

A bill for the benefit of Caseyville and Lindle districts, empowering and authorizing said districts to fund and compromise their bonded indebtedness.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to amend the charter of the city of Vanceburg.

By same—

A bill to amend an act, entitled "An act to authorize the trustees of common school district No. 50, in Mason county, to levy and collect a tax for the erection of school buildings," approved April 9th, 1878.

By Mr. Mize, from same committee—

A bill to incorporate Mizpah Lodge, No. 507, Free and Accepted Masons, Wolfe county.

By same—

A bill to incorporate Ezell Lodge, No. 550, Free and Accepted Masons, Morgan county.

By Mr. Shackleford, from same committee—

A bill to incorporate the Union Trust Company.

By same—

A bill for the benefit of Hiram T. Warder, late sheriff of Lewis county.

By same—

A bill for the benefit of John P. Raymond, of Robertson county.

By Mr. Mize, from same committee—

A bill to incorporate the Kentucky River and Middle Fork Coal and Iron Mining, Lumber, and Timber Company.

By same—

A bill to incorporate Contrary Creek and Kentucky River Coal and Iron Mining, Lumber, and Timber Company.

By same—

A bill to incorporate Kentucky River Coal and Iron Mining, Lumber, and Timber Company.

By same—

A bill to incorporate the Kentucky River and Three Forks Coal and Iron Mining, Lumber and Timber Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the last four named bills be recommitted to the Committee on Propositions and Grievances, and all the others be severally engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to provide for the erection of a Branch Penitentiary.

Mr. Adair moved to commit said bill to the Committee on the Penitentiary, with instructions to report thereon on Thursday next, the 25th inst., at 12 o'clock, M.

Which motion was adopted.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, of the following title, viz:

An act for the benefit of Caseyville and Lindle districts, authorizing and empowering said districts to fund and compromise their bonded indebtedness, &c.

Leave was granted to bring in the following bill, viz:

On motion of Mr. Bruce—

A bill for the benefit of the inferior courts of Garrard county.

Ordered, That the Committee on the Judiciary prepare and bring in the same.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act incorporating the Eastern Blue Grass Lead and Silver Mine, No. 1;

An act to incorporate the town of Willisburg, Washington county;

An act to incorporate the Young Ladies' Academy of the Visitation of Mount Admirabilis;

An act to incorporate the Kentucky Lithographic Stone and Mining Company;

An act to amend the charter of the Maysville District Camp Meeting Association of the Methodist Episcopal Church;

An act to empower the board of trustees of the town of Somerset to take stock in the Somerset and Clio Turnpike Road Company, and to issue bonds for the purpose of paying said stock;

An act to amend an act, approved March 3d, 1856, entitled "An act to amend an act to incorporate the Greenville Female College," approved February 11th, 1854;

An act to amend the charter of the town of Montgomery, in Trigg county;

An act incorporating the Stanford Town Hall Company;

An act to authorize the county court of Ballard county to levy an ad valorem tax for county purposes;

An act for the benefit of the collector of railroad taxes in Marion county;

An act for the benefit of colored school district No. 7, Breckinridge county;

An act to incorporate the Lewisburg, Strode's Run and Washington Turnpike Road Company;

An act for the benefit of the trustees of the town of Hardinsburg;

An act to legalize the levy and collection of railroad taxes for the year 1878 in the original election precincts Nos. 1, 5, and 9, in Nelson county;

An act to authorize the county court of Anderson county to levy and collect an ad valorem tax in said county;

An act for the benefit of David A. Powers, of Hancock county;

An act to amend an act, entitled "An act establishing a new charter for the city of Louisville," approved March 3d, 1870;

An act for the benefit of the Stony Point and Seamond's Mill Turnpike Road Company, Bourbon county;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of John T. Craddock, of Hart county;

An act for the benefit of Mrs. M. Millership, of Hancock county;

An act to incorporate the Henry Clay Mutual Savings Association, of Newport, Kentucky;

An act to amend an act to incorporate the Presbyterian Orphans' Home Society, of Louisville;

An act for the benefit of Dr. John E. Pendleton, of Ohio county.

An act for the benefit of Eldridge Kenton;

An act to consolidate the Kentucky, Cumberland Gap, and Southern Railroad Company with the Kentucky Union Railway Company;

An act to amend section 19, chapter 42, of the General Statutes;

Resolution to appoint a committee to confer with the trustees of the Agricultural and Mechanical College in regard to the prospects and condition of said institution;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company,

Together with the amendment heretofore proposed to said bill by Mr. Gathright.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the separation of the Cumberland and Ohio Railroad Company, and the organization of the two companies by and among the stockholders thereof, and the organization of that corporation commonly called

the Northern Division of the Cumberland and Ohio Railroad Company, be, and the same are hereby, declared legal and valid for all purposes whatever; and the said company is fully invested with full power and authority to construct, maintain, and operate a railway as provided in an act, entitled "An act to amend an act, entitled 'An act to incorporate the Cumberland and Ohio Railroad Company,'" approved March 18th, 1878.

§ 2. The contract for lease, construction, and operation of said company's road, made by it with the Louisville, Cincinnati and Lexington Railway Company, and execution of mortgage in aid thereof, is hereby declared legal and valid in all respects whatever.

§ 3. At the next ensuing election of directors by the stockholders of said company, at regular annual meeting, no more than nine directors shall be elected, and the same number regularly thereafter, who shall constitute the board of directors of said company.

§ 4. This act to take effect from and after its passage.

Said proposed amendment reads as follows, viz:

Amend by adding to section 2, at the end thereof, the words: *Provided*, Said Louisville, Cincinnati, and Lexington Railroad Company shall build and operate the Cumberland and Ohio from Eminence, in Henry county.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	George T. Halbert,	P. P. Johnston,
John T. Gathright,	Sam. E. Hill,	J. H. Wilkinson—7.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	T. J. McElrath,
Alex E. Adams,	W. H. Frederick,	R. I. McQuiddy,
Albert S. Berry,	C. W. Gilmore,	Thos. J. Megibben
Joseph Bertram,	Clinton Griffith,	A. B. Montgomery,
J. H. Bruce,	R. G. Hays,	Ishmael H. Smith—16.
M. T. Carpenter,		

Mr. McElrath entered a motion to reconsider the vote by which the Senate had rejected said amendment.

Mr. McElrath then moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

WEDNESDAY, MARCH 24, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to empower the county court of Mercer county to make subscriptions to the capital stock in turnpike roads in Mercer county.

An act to incorporate the Union Benevolent Society, No. 2, of Owensboro.

An act to amend an act, entitled "An act to incorporate the town of Hammonsville, in Hart county," approved March 6th, 1878, and the amendments thereto.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act exempting the Covington Stock Yard Company from the provisions of section 10, article 17, chapter 29, General Statutes.

An act to amend an act for the benefit of the Joint Stock Agricultural and Mechanical Association, of Madison county.

An act to authorize the county judge of Jessamine county to sell a certain portion of the public square in the town of Nicholasville.

An act to incorporate the Bowling Green Electric Light and Heating Company.

That they had passed bills of the following titles, viz:

1. An act for the benefit of H. G. Hurt.

2. An act for the benefit of G. and C. Shindler, of Washington county.

3. An act to allow the stockholders in the Ghent and Eagle Creek Turnpike Road, in Carroll county, to sell the same.

4. An act to incorporate the Cane Run and Harrod's Run Turnpike Road Company, in Mercer county.

5. An act to incorporate the Bellow's Mill Turnpike Road Company, in Mercer county.

6. An act to amend the act incorporating the town of McHenry.

7. An act to incorporate the Lusby's Mill and Beech Branch Turnpike Road Company, in Owen county.

8. An act to incorporate the New Liberty and Sparta Turnpike Road Company, in Owen county.

9. An act to amend section 1 of article 6 of an act, entitled "An act to amend and reduce into one the several acts in reference to the town of Marion, Crittenden county," approved March 20, 1876.

10. An act to amend section 1 of article 2 of chapter 106 of the General Statutes, for the benefit of Hart county.

11. An act to authorize the voters of Trimble county to vote a tax for turnpike purposes.

12. An act to amend an act, entitled "An act to authorize the voters of Lagrange and Westport voting precincts, in Oldham county, to vote a tax for the purpose of building turnpike roads in said precincts."

13. An act to incorporate the Pitman Timber Company.

14. An act to amend an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of the court-house in Edmonton, Metcalfe county."

15. An act to prevent the sale of spirituous, vinous, or malt liquors within one mile of Bethel Church, Metcalfe county.

16. An act to incorporate the Carlisle and Pleasant Springs Turnpike Road Company, in Nicholas county.

17. An act in relation to the Carlisle and Jackstown Turnpike Road Company (upper route), in Nicholas county.

18. An act to give the consent of the State of Kentucky to the acquisition by the United States of land in the city of Paducah for the construction of a custom-house, court-room, and post-office.

19. An act to prevent the sale of spirituous, vinous, or malt liquors, or any mixture thereof, within one and a half miles of Huston Station, in Scott county.

20. An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Bagdad, Shelby county.

21. An act to authorize the Simpson county court to levy a tax for bridge purposes.

22. An act for the benefit of J. B. Plummer, late sheriff of Simpson county.

23. An act to incorporate the Guthrie City and Elkton Turnpike Road Company.

24. An act for the benefit of Harvey Pictcock, of Todd county.

25. An act for the benefit of Charles B. Wickliffe, late sheriff of Muhlenburg county.

26. An act to incorporate the Bank of Murray, in Calloway county.

27. An act to amend the charter of the city of Hopkinsville.

28. An act to incorporate Bardley Lodge, No. 390, Free and Accepted Masons.

29. An act for the benefit of J. O. Carson, M. D.

30. An act to incorporate the Bowling Green Fire and Marine Insurance Company.

31. An act to incorporate the town of Three Forks, in Warren county.

32. An act to amend an act, entitled "An act to authorize the Louisville Insurance Company, the Franklin Insurance Company, and the Union Insurance Company, all of Louisville, Kentucky, to do a general fire and marine insurance business, under the name and style of the Louisville Underwriters," approved February 20, 1878.

33. An act to incorporate the Duncansville and Chaplin Turnpike Road Company, in Washington county.

34. An act to prevent the sale of spirituous, vinous, or malt liquors within one mile of Mt. Pisgah Church, in Wayne county.

35. An act to amend an act, entitled "An act to amend the charter of the town of Dixon, in Webster county."

36. An act prohibiting the sale of spirituous, vinous, or malt liquors, or the mixture thereof, within the town of Hadensville, in Todd county, or within a radius of two miles of said town.

37. An act to extend the limits of the town of Versailles, in Woodford county.

38. An act to prohibit stock from running at large on the Bloomfield and Chaplin Turnpike Road, in Nelson county.

39. An act to incorporate the Chaplin and Anderson County Turnpike Road Company.

40. An act to incorporate the Mill Springs National Cemetery Decoration Society, of Pulaski county.

41. An act to incorporate the Father Matthew's Total Abstinence Society, of Maysville.

42. An act creating a magistrates' district in the county of Boone.

43. An act to prevent any person or persons to play cards in any of the lots, pastures, shops, or out-buildings or stables, within one mile of the court-house in Owingsville, in Bath county.

44. An act to amend the charter of the city of Lexington.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 22d, 25th, and 29th to the Committee on Claims; the 2d, 3d, and 24th to the Committee on Propositions and Grievances; the 4th, 5th, 7th, 8th, 11th, 12th, 16th, 17th, 23d, and 33d to the Committee on Internal Improvement; the 6th, 9th, 10th, 13th, 18th, 21st, 27th, 31st, 35th, 37th, 40th, 41st, and 42d to the Committee on General Statutes, the 14th, 15th, 19th, 21st, 28th, 34th, 36th, and 43d to the Committee on Religion and Morals; the 26th, 30th, and 32d to the Committee on Banks and Insurance; the 38th and 39th to the Committee on Courts of Justice, and the 44th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend section 29, chapter 94, General Statutes.

An act to raise a bridge fund for Union county.

An act for the benefit of the Institution for the Tuition of the Deaf and Dumb.

With an amendment to the last named bill.

Which was adopted.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. McElrath, from the Committee on Printing—

A bill to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees and judgments, delinquent lists, and the compensation therefor.

By same—

A bill to amend section 6, article 11, chapter 94, General Statutes.

By same—

A bill to amend the charter of the Russellville District Turnpike Company, and the acts amendatory thereto.

By Mr. Montgomery, from the Committee on the Judiciary—

A bill for the benefit of the inferior courts of Garrard county.

By same—

A bill to amend article 29, chapter 29, General Statutes.

By same—

A bill to amend sections 354 and 356 of the Criminal Code of Practice.

By same—

A bill to amend subsection 1 of section 51 of the Civil Code of Practice.

By same—

A bill to provide for the collection of claims due the Commonwealth.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to amend the several acts in relation to the town of Carlisle, in Nicholas county, approved March 16th, 1876.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. McElrath, from the Committee on the Judiciary—

An act to repeal an act, entitled "An act regulating defenses in actions of trespass in Carroll and Trimble counties."

By Mr. Halbert, from same committee—

An act to revise and reduce into one the charter and various amendments of the town of Frenchburg, in Menifee county.

By Mr. Halbert, from the Committee on Appropriations—

An act authorizing the trustees of the M. E. Church at Columbia to sell property.

By Mr. Adair, from same committee—

An act to authorize the formation of corporations to construct turnpike and gravel roads in the county of Henderson.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to establish the county line between Cumberland and Monroe counties.

By same—

An act to change the county lines of Pike and Martin counties on the lands of Benjamin Taylor.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to extend the provisions of an act, entitled "An act for the benefit of Rebecca McCarty, of Whitley county," approved March 30th, 1878;

An act relating to the Hardinsburg and Cloverport Turnpike Road Company;

An act for the benefit of C. M. Hanks, of Wolfe county;

An act to incorporate the Newport Light Company;

An act to protect birds in Clark, Fleming, Scott, and Montgomery counties;

An act to legalize certain orders of the Breckinridge county court of claims made at its January term, 1880;

An act authorizing the purchase of grounds for Federal buildings in Owensboro, and ceding to the United States jurisdiction over the same;

An act for the benefit of common school districts Nos. 34, 46, and 54, in Breckinridge county;

An act to charter the town of Ewing;

An act to incorporate the Christian County Agricultural and Mechanical Association of Colored People;

An act for the benefit of the Louisville Water Company;

An act to incorporate the Union Benevolent Society No. 2, of Owensboro;

An act for the benefit of school district No. 6, in Woodford county;

An act for the benefit of Taylor county;

An act to amend an act, entitled "An act to incorporate the Polytechnic Society of Kentucky;"

An act to authorize and empower the Grayson county court to refund the outstanding railroad bonded debt of Grayson county;

An act for the benefit of Riley Branham, tax assessor for Carter county;

An act in relation to the Chicago, St. Louis and New Orleans Railroad Company, and incorporating said company;

An act to empower the Menifee and Bath county courts to settle the claims of Bath against that part of Menifee taken from Bath, growing out of the bonds issued by Bath county to the Lexington and Big Sandy Railroad, and to enable the Menifee county court to collect taxes or issue bonds to pay the same;

An act to amend an act, entitled "An act to incorporate the town of Hammonville, in Hart county," approved March 6th, 1878, and the amendments thereto;

An act for the benefit of the administrator of H. B. Dobyns, deceased;

An act to prevent stock from running at large in district No. 4, Harrison county;

An act exempting the Covington Stock Yard Company from the provisions of section 10, article 17, chapter 29, General Statutes;

Resolution in regard to the circuit court clerk's office of Jefferson county;

Resolution in regard to Government aid for the Government buildings in the city of Louisville;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the city of Dayton;

An act to authorize the county court of claims of Barren county to make an appropriation for the benefit of George C. Young and others, and to impose and levy an ad valorem or poll-tax to pay the same;

An act to amend an act for the benefit of Allen county, empowering it to compromise its railroad debt, to issue bonds, &c.;

An act to incorporate the Kenton County Gunning and Fishing Club;

An act repealing so much of the revised and amended charter of the city of Newport as creates the office of weigher and measurer;

An act to amend an act, entitled "An act to charter the Silver Creek Turnpike Road Company, in Madison county;"

An act to empower the county court of Union county to dispose of the delinquent list by sale or otherwise;

An act for the benefit of B. R. Walker, sheriff of Fulton county;

An act to provide for appointing and electing commissioners for the county of Kenton, and defining their duties, and the duties of other county officers whose duties are connected with the duties of said commissioners;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The following petitions and remonstrance were presented, viz:

By Mr. Willingham—

1. The petition of sundry citizens of Dixon, praying the passage of an act authorizing the trustees of said town to grant coffee-house license.

By same—

2. The remonstrance of sundry citizens of Dixon, remonstrating against the passage of an act allowing the trustees of said town to grant coffee-house license.

By Mr. McElrath—

3. The petition of sundry women of Richmond, praying the passage of a bill to secure and define the property rights of married women.

By Mr. Foote—

4. The petition of sundry citizens of Kenton county, praying for the repeal of certain portions of the charter of the "Licking River Lumber and Mining Company."

Which were received, the reading dispensed with, and referred—the 1st and 2d to the Committee on Propositions and Grievances, and the 3d and 4th to the Committee on the Judiciary.

Mr. Smith read and laid on the table the following joint resolution, viz:

WHEREAS, The people whom we represent, and whose servants we are, are in favor of ante-bellum prices and pay to all public officers, State and National; now, therefore,

1. *Be it resolved by the General Assembly of the Commonwealth of Kentucky*, That our Senators and Representatives in Congress be requested to use all honorable means, by their votes and otherwise, to have the salaries of the officials in the United States, executive, legislative, judicial, and in the civil service, reduced at least thirty per cent.

2. *Resolved*, That His Excellency, the Governor of this Commonwealth, cause copies of this preamble and resolution to be transmitted to each of our said Senators and Representatives.

Which, under the rule, lies over one day.

Mr. Frederick moved the following resolution, viz:

Resolved, That on and after Wednesday, March 24, the Senate hold night sessions on Tuesday and Thursday nights of each week, beginning at 7:30 P. M., and closing at 10 o'clock.

Mr. P. P. Johnston moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Frederick, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	P. P. Johnston,
Albert S. Berry,	C. W. Gilmore,	C. N. Lewis,
James Blackburn,	Geo. T. Halbert,	T. J. McElrath,
M. T. Carpenter,	R. G. Hays,	D. G. Mitchell,
Geo. T. Edwards,	Thomas Johnson,	J. H. Wilkinson—15.

Those who voted in the negative, were—

Alex. E. Adams,	Samuel E. Hill,	Clifton J. Pratt,
Joseph Bertram,	R. I. McQuiddy,	John W. Rowlett,
W. H. Frederick,	Thos. J. Megibben,	Ishmael H. Smith,
Henry George,	Alex. B. Montgomery,	A. H. Willingham—12.

So said resolution was rejected.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of the Shelby county court of claims.

An act to provide for the appointment of sealers of weights and measures in Fayette county, and to prevent the use of untrue scales, balances, weights, and measures.

An act legalizing the purchase of certain lands by Carter county, and authorizing the sale and conveyance of the same.

An act legalizing certain orders of the county court of Carter county concerning the purchase and sale of certain lands.

An act for the benefit of John T. Craddock, of Hart county.

An act for the benefit of Dr. John E. Pendleton, of Ohio county.

An act for the benefit of Mrs. M. Millership, of Hancock county.

An act to incorporate the West End Transportation Company of the city of Louisville.

An act to consolidate the Kentucky, Cumberland Gap, and Southern Railroad Company with the Kentucky Union Railway Company.

An act to amend an act to incorporate the Presbyterian Orphans' Home Society, of Louisville.

An act for the benefit of Eldridge Kenton.

Resolution to appoint a committee to confer with the trustees of the Agricultural and Mechanical College in regard to the prospects and condition of said institution.

Mr. Adams, from the Committee on Retrenchment and Reform, to whom was referred a resolution, which originated in the House of Representatives, entitled

Resolution appointing joint committee of conference in regard to bills touching salaries of officers of this State,

Reported the same without amendment.

And the question being taken on the adoption of said resolution, it was decided in the negative.

So said resolution was disagreed to.

Mr. McElrath, from the Committee on the Judiciary, reported a bill, entitled

A bill to prevent the payment of fraudulent and illegal claims against the Commonwealth, and to recover such as have been paid.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the order of any of the courts of this Commonwealth now authorized by law to approve and allow the fee-bills, settlements, credits, charges, and claims against the Treasury of any of the officers of the Commonwealth, or of other persons having claims against the Treasury, shall only be regarded as *prima facie* evidence of the correctness and legality of such fee bill, settlement, credit, charge, or claim, and such order shall in no case be treated as a judgment or be made conclusive against the State; but the Auditor, if he believe such fee-bill, settlement, credit, charge, or claim is fraudulent, erroneous, or illegal, may, with the advice of the Attorney General, refuse to pay, and contest the same in the Franklin circuit court, which said court shall have jurisdiction of all suits or proceedings against the Auditor to compel the payment of claims against the Treasury.

§ 2. That the circuit court of Franklin county shall have concurrent jurisdiction with the circuit and other courts of like jurisdiction of this Commonwealth of all suits and proceedings to surcharge and correct any and all fee-bills, accounts, and settlements, with their debits and credits, and all claims against the Treasury allowed and approved by any court in this Commonwealth to any officer of the Commonwealth, or to any person whatever, and shall have like jurisdiction of all suits and proceedings for the recovery of any and all claims due the Commonwealth of Kentucky, and of all suits and proceedings for the recovery of any fraudulent, erro-

neous, or illegal account, fee-bill, charge, credit, or claim approved and allowed, or paid out of the Treasury to any officer, corporation, association, or person whatsoever.

§ 3. It shall be the duty of the Attorney General when, from information or otherwise, he shall believe that any fraudulent, erroneous, or illegal fee-bill, account, credit, charge, or claim has been heretofore erroneously or improperly approved, allowed, or paid out of the Treasury to any officer, corporation, association, or person, to institute the necessary suits and proceedings for the recovery of the same, against such officer and his sureties, or against such corporation, association, or person, to whomever the same may have been allowed or paid; and to this end he may employ assistants and experts to assist in examining said fee-bills, accounts, settlements, credits, and claims, and the books, records, and papers of any of the offices of this Commonwealth: *Provided*, such experts or assistants shall only be paid out of the compensation allowed him. The Attorney General shall be allowed a reasonable fee for his services and expenses incurred, to be fixed by the court rendering the judgment, and in no case to exceed thirty per cent. of the amount recovered.

§ 4. All laws in conflict with this act are hereby repealed.

§ 5. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Shackleford and Hill, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Thomas Johnson,	A. B. Montgomery,
M. T. Carpenter,	P. P. Johnston,	Clifton J. Pratt,
George T. Edwards,	C. N. Lewis,	James Shackleford,
Charles D. Foote,	T. J. McElrath,	H. H. Skiles,
John T. Gathright,	R. I. McQuiddy,	Ishmael H. Smith,
George T. Halbert,	Thos. J. Megibben	J. H. Wilkinson—20.
Sam. E. Hill,	W. O. Mize,	

Those who voted in the negative, were—

Cromwell Adair,	Joseph Bertram,	R. G. Hays,
Alex E. Adams,	W. H. Frederick,	D. G. Mitchell,
Albert S. Berry,	C. W. Gilmore,	A. H. Willingham—9.

Resolved, That the title of said bill be as aforesaid.

Mr. Halbert, from the Committee on the Judiciary, reported a bill, entitled

A bill giving quarterly courts jurisdiction in cases of misdemeanor, when the punishment is limited to a fine of $200, and confinement in the county jail not exceeding six months.

Mr. Adair moved an amendment as a substitute for said bill.

On motion of Mr. Adair,

Ordered, That said bill and proposed amendment be printed, and made special order of the day for Monday, the 29th inst., at 12 o'clock M.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to give the consent of the State of Kentucky to the acquisition by the United States of lands within this State for the purpose of building locks and dams, and other buildings on that part of Green river, beginning at a point one mile below the mouth of Bear creek, as far up said river as the United States may desire to improve the same, and ceding jurisdiction over the same,

Reported the same without amendment.

On motion of Mr. Blackburn,

Ordered, That said bill be recommitted to the Committee on General Statutes.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the Big Sandy river, and including the East and West Forks thereof, for the purpose of constructing canals, or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said river, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act,

Reported the same without amendment.

Mr. Berry moved to amend said bill by inserting after the words "Big Sandy," where they occur therein, the word "Licking," and also by amending the title thereof to conform to said amendment.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Foote, were as follows, viz :

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	Thos. J. Megibben,
Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	W. O. Mize,

J. H. Bruce,	Sam. E. Hill,	Clifton J. Pratt,
M. T. Carpenter,	Thomas Johnson,	John W. Rowlett,
W. H. Frederick,	C. N. Lewis,	Jas. Shackleford,
John T. Gathright,	T. J. McElrath,	Ishmael H. Smith,
C. W. Gilmore,	R. I. McQuiddy,	J. H. Wilkinson—24.

Those who voted in the negative, were—

James Blackburn,	Charles D. Foote,	H. H. Skiles,
Geo. T. Edwards,	A. B. Montgomery,	A. H. Willingham—6.

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company.

The question was taken on reconsidering the vote by which the Senate had, on yesterday, rejected the amendment proposed by Mr. Gathright to said bill, and it was decided in the negative.

Mr. Gathright then moved to amend said bill by adding to the 2d section thereof the following proviso, viz:

Provided, That two of said directors shall live north of Shelbyville, and represent the stockholders along the line of said road between Shelbyville and Eminence.

And the question being taken thereon, it was decided in the affirmative.

Mr. McElrath moved to amend said bill by adding to the 2d section thereof the following, viz:

Provided, The Louisville, Cincinnati and Lexington Railway Company assume the payment and defray the outstanding bonds of the town of Eminence, issued by said town for the building of the Cumberland and Ohio Railway, or any part thereof.

And the question being taken thereon, it was decided in the negative.

Mr. McElrath then moved to amend said bill by striking out the second section thereof.

And the question being taken thereon, it was decided in the negative.

Mr. Foote then moved to amend said bill by adding to the third section the following, viz:

Provided, That this act shall not relieve said railroad company or companies from any contract they may have made to build said road to Eminence.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend article 11, chapter 29, of General Statutes, title "Crimes and Punishments,"

Together with the amendments proposed thereto.

Mr. Hays moved to lay said bill and pending amendments upon the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Blackburn were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
Albert S. Berry,	Geo. T. Halbert,	D. G. Mitchell,
J. H. Bruce,	R. G. Hays,	A. B. Montgomery,
Geo. T. Edwards,	Sam. E. Hill,	Clifton J. Pratt,
Chas. D. Foote,	P. P. Johnston,	James Shackleford,
W. H. Frederick,	R. I. McQuiddy,	Ishmael H. Smith—19.
John T. Gathright,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	John W. Rowlett,
Joseph Bertram,	Clinton Griffith,	H. H. Skiles,
James Blackburn,	C. N. Lewis,	J. H. Wilkinson,
M. T. Carpenter,	W. O. Mize,	A. H. Willingham—13.
A. R. Clarke,		

So said bill was disagreed to.

Leave was granted to bring in the following bill, viz:

On motion of Mr. McElrath—

A bill to incorporate the Drennon Turnpike Road Company, of Henry county.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the same.

And then the Senate adjourned.

THURSDAY, MARCH 25, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act changing and fixing the corporate limits of the town of West Liberty, in Morgan county.

An act authorizing Capital Lodge, No. 6, Independent Order of Odd Fellows, to fund its present bonded indebtedness.

An act to amend an act, approved March 18th, 1878, incorporating Columbus, Kentucky, Manufacturing Company.

An act to amend the charter of the Barren River Bridge Company.

An act to incorporate the Methodist Mutual Association of Kentucky.

An act in relation to second-hand or junk stores in the city of Paducah.

An act to relieve Edward D. and Thos. C. Smith, of Scott county, Chas. K. Wheeler, of Christian county, and Wm. A. Jewell, of Hancock county, from disabilities of infancy.

An act declaring it a misdemeanor for any person to use abusive or insulting language in the presence of another, intending thereby to insult such other person or persons with the intention to provoke an assault, and prescribing a penalty therefor.

An act to incorporate the Ten Broeck Race and Fair Company of Big Spring, Kentucky.

An act to incorporate the town of New Campbellsburg, in Henry county.

An act incorporating the Eastern Blue Grass Lead and Silver Mine, No. 1.

An act to incorporate the town of Port Royal, in Henry county.

An act to authorize the county court of Anderson county to levy and collect an ad valorem tax in said county.

An act to empower the board of trustees of the town of Somerset to take stock in the Somerset and Clio Turnpike Road Company, and to issue bonds for the purpose of paying said stock.

An act to incorporate the Lewisburg, Strode's Run and Washington Turnpike Road Company.

An act to legalize the levy and collection of railroad taxes for the year 1878 in the original election precincts Nos. 1, 5, and 9, in Nelson county.

An act to amend an act, approved March 3d, 1856, entitled "An act to amend an act to incorporate the Greenville Female College," approved February 11th, 1854.

An act incorporating the Stanford Town Hall Company.

An act for the benefit of the collector of railroad taxes in Marion county.

An act to authorize the Richmond and Southwestern Railway Company to build, maintain, and operate a railroad in the State of Kentucky.

An act to amend the charter of the town of Montgomery, in Trigg county.

An act for the benefit of the Stony Point and Seamond's Mill Turnpike Road Company, Bourbon county;

An act to amend an act, entitled "An act establishing a new charter for the city of Louisville," approved March 3d, 1870.

An act to amend the charter of the Maysville District Camp Meeting Association of the Methodist Episcopal Church.

An act to incorporate the Young Ladies' Academy of the Visitation of Mount Admirabilis.

An act to incorporate the Kentucky Lithographic Stone and Mining Company.

An act for the benefit of the trustees of the town of Hardinsburg.

An act for the benefit of David A. Powers, of Hancock county.

An act to incorporate the town of Willisburg, Washington county.

An act to authorize the county court of Ballard county to levy an ad valorem tax for county purposes.

An act for the benefit of colored school district No. 7, Breckinridge county.

An act to incorporate the Middle Division of the Cumberland and Ohio Railroad Company.

An act to provide for the holding of terms of the criminal court at Alexandria, in the 12th judicial district.

An act to amend an act, entitled "An act to organize and establish a system of public schools in the city of Hopkinsville for white children," approved March 13, 1872.

An act to amend an act, entitled "An act to incorporate the Union Express Company."

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of W. H. and J. H. Davis, sheriff and late sheriff of Ballard county.

An act to amend an act, entitled "An act to incorporate Brooksville Seminary," approved March 5th, 1868.

An act to exempt physicians of Barren, Monroe, and Metcalfe counties from working on roads upon certain conditions.

That they had passed bills of the following titles, viz:

1. An act taxing shows for the benefit of Scottsville, Allen county.

2. An act for the benefit of common school district No. 57, Warren county.

3. An act to legalize the subscription of stock by the Anderson county court to the completion of the Lawrenceburg and Camdensville and Mt. Eden Turnpike, No. 2.

4. An act to amend the charter of the Camdensville and Van Buren Turnpike Road.

5. An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Milburn, in Ballard county, or within one mile thereof."

6. An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decree or judgment in Robertson county, and to regulate the compensation therefor.

7. An act to incorporate the Indian Creek and Mt. Vernon Church Turpike Road Company, in Anderson county.

8. An act to incorporate the Owingsville and Big Sandy Railroad Company.

9. An act to increase the jurisdiction of the quarterly court of Bath county, and to regulate the proceedings therein.

10. An act to incorporate the White Haven and Richwood Turnpike Road Company, in Boone county.

11. An act to amend an act, entitled "An act to prevent stock from running at large in Boone county," approved February 18, 1876.

12. An act to amend the charter of the Hopewell and Bethlehem Turnpike Road Company.

13. An act to amend an act incorporating the North Middletown Deposit Bank.

14. An act authorizing the Boyd county court to apply the local tax on Chattaroi Railway Company's road and property in payment of expenditures for right of way to a limited amount.

15. An act to authorize and empower the county court of Lawrence county to issue the bonds of said county to pay for the right of way of the Chattaroi Railway Company through said county.

16. An act to amend an act, entitled "An act for the benefit of the trustees of the town of Danville, in respect to locating repair-shops of the Cincinnati Railway."

17. An act to close an alley in the town of Danville.

18. An act to prevent hogs from running at large along certain turnpike roads in Bracken county.

19. An act authorizing Decatur Vanmeter to build a mill-dam across Nolin river, in Edmonson county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 6th, 11th, 14th, 15th, 17th, and 18th to the Committee on Propositions and Grievances; the 2d to the Committee on Education; the 3d, 4th, 7th, 10th, 12th, and 19th to the Committee on Internal Improvement; the 5th to the Committee on Religion and Morals; the 8th to the Committee on Railroads; the 9th and 16th to the Committee on General Statutes, and the 13th to the Committee on Banks and Insurance.

On motion of Mr. McElrath, leave of absence, indefinitely, was granted Messrs. White and Clarke.

Mr. Berry, from the Committee on Penitentiary, reported a bill, entitled

A bill to provide for leasing the surplus labor in the penitentiary.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Berry,

Ordered, That said bill be printed, and made the special order of the day for to-morrow, and from day to day thereafter until disposed of.

Mr. Berry, from the Committee on Penitentiary, to whom was referred a bill from the House of Representatives, entitled

An act to provide for the erection of a Branch Penitentiary,

Reported the same with amendments.

Ordered, That said bill and amendments be printed, and that the further consideration thereof be postponed and made the special order of the day for to-morrow, at 12 o'clock, and from day to day thereafter until disposed of.

Mr. Berry, from the Committee on the Penitentiary, to whom was recommitted a bill, entitled

A bill to provide for a Branch Penitentiary,

Together with the amendment proposed by Mr. Adair as a substitute therefor,

Reported the same without amendment.

Ordered, That the further consideration of said bill and proposed substitute be postponed and made the special order of the day for to-morrow, at 12 o'clock, M., and from day to day thereafter until disposed of.

Mr. George, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Mrs. E. E. Patterson, of Paducah, Kentucky,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. George, from the Committee on Propositions and Grievances, to whom was referred leave to bring in a bill, entitled

A bill for the benefit of John E. Abbott, late sheriff of Hart county,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives of the following title, viz:

An act declaring the Kentucky river and its forks in Estill and Lee counties a lawful fence,

Reported the same without amendment.

Mr. McElrath moved to amend said bill by striking out the second section, and inserting in lieu thereof the following:

This act shall be in force for one year only from and after its passage.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Halbert moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Joseph Johnston and Tandy Stratton, of Pike county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Bruce, from the Committee on Railroads, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate the Kentucky and Indiana Bridge Company,

Reported the same without amendment.

Mr. Hays moved the following amendment to said bill, viz:

Amend by striking out the words "and may, if desired, cross over Sand Island," and insert in lieu thereof, "*Provided*, That said bridge is not built over Sand Island."

And the question being taken on the adoption of said amendment, it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bruce, from the Committee on Railroads, to whom was referred a bill from the House of Representatives, entitled

An act to amend the Coal Road Construction Company,

Reported the same without amendment.

On motion of Mr. Blackburn,

Ordered, That said bill be placed in the orders of the day.

Mr. Bruce, from the Committee on Railroads, reported a bill, entitled

A bill to amend an act to incorporate the Kentucky Union Railway Company, approved March 10th, 1854.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

WHEREAS, Those counties in Eastern Kentucky, through which it is designed to construct the Kentucky Union Railway, are unable to assist in the construction of said railway, and owing to a want of transportation facilities, are undeveloped and non-revenue paying counties; and whereas, the construction of said railway would aid in the development of said counties, and add largely to the taxable property of the State; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That that portion of said Kentucky Union Railway Company, which may be constructed from a point on the Kentucky and Virginia State line, in the county of Letcher, to a point on the Lexington and Big Sandy Railway, west of Mt. Sterling, with its road-bed, bridges, depots, shops, and appurtenances belonging thereto, shall be, and are hereby, exempted free from taxation, State, county, or municipal, for the period of ten years from the time of beginning work in the construction of said road: *Provided*, Said company in good faith commence the construction of said road within five years from the passage of this act.

§ 2. This act shall take effect from and after its passage.

Mr. McElrath moved to amend said bill by striking out from the first section thereof the words "from the time of beginning work in the construction of said road," and insert in lieu thereof the words "from the passage of this act."

And the question being taken thereon, it was decided in the affirmative.

Mr. Blackburn moved to amend said bill by striking out the provision, "exempt said road from taxation."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Adams, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Clifton J. Pratt,	J. H. Wilkinson,
Geo. T. Edwards,	H. H. Skiles,	A. H. Willingham—7.
Henry George,		

Those who voted in the negative, were—

Alex. E. Adams,	Charles D. Foote,	Thomas Johnson,
Albert S. Berry,	W. H. Frederick,	C. N. Lewis,
Joseph Bertram,	C. W. Gilmore,	R. I. McQuiddy,

J. H. Bruce,	Clinton Griffith,	A. B. Montgomery,
M. T. Carpenter,	George T. Halbert,	James Shackleford,
Attila Cox,	R. G. Hays,	Ishmael H. Smith—18.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	R. I. McQuiddy,
Albert S. Berry,	Clinton Griffith,	A. B. Montgomery,
Joseph Bertram,	George T. Halbert,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	Jas. Shackleford,
M. T. Carpenter,	Thomas Johnson,	H. H. Skiles,
Attila Cox,	C. N. Lewis,	Ishmael H. Smith,
Chas. D. Foote,	T. J. McElrath,	J. H. Wilkinson—22.
W. H. Frederick,		

Those who voted in the negative, were—

James Blackburn,	Henry George,	A. H. Willingham—4.
Geo. T. Edwards,		

Resolved, That the title of said bill be as aforesaid.

Leave was granted to bring in the following bill, viz:

On motion of Mr. McQuiddy—

A bill to provide for the punishment of the crime of abortion in this Commonwealth.

Ordered, That the Committee on Courts of Justice prepare and bring in the same.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Hays, from the Committee on Finance—

A bill to amend an act, entitled "An act to incorporate the Southern Baptist Theological Seminary," approved February 25th, 1876.

By Mr. Berry, from the Committee on General Statutes—

A bill to amend chapter 62, General Statutes.

By Mr. George, from the Committee on Propositions and Grievances—

A bill to amend an act, entitled "An act to incorporate the Falmouth and Milford Turnpike Road Company," approved March 8th, 1856.

By same—

A bill to incorporate the Falmouth and Wagener's Ferry Turnpike Company.

By same—

A bill to amend and reduce into one the several acts and amendments thereto in relation to the Falmouth and Claysville Turnpike Company.

By same—

A bill to amend an act, entitled "An act to provide for working dirt roads in Woodford county," approved March 15th, 1880.

By same—

A bill for the benefit of the town of Fulton, in Fulton county.

By same—

A bill to repeal an act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Fulton, in Fulton county, or so much thereof as applies to the town of Fulton.

By same—

A bill for the benefit of the Cynthiana, Paddy's Run, and Lair's Station Turnpike Road Company, in Harrison county.

By same—

A bill for the benefit of M. Rice, common school commissioner of Hopkins county.

By Mr. Shackleford, from same committee—

A bill for the benefit of the Eminence and Clear Creek Turnpike Road Company.

By Mr. Bruce, from the Committee on Railroads—

A bill to incorporate the Terry Coal and Railroad Company.

By same—

A bill for the benefit of the commissioners of the sinking fund of the Louisville and Nashville Railroad for Logan and Simpson counties.

By same—

A bill to incorporate the Dixon and Princeton Railroad Company.

By same—

A bill to incorporate the Licking River and Morgan Coal Road Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. George, from the Committee on Propositions and Grievances—

An act to amend an act, entitled "An act to amend chapter 997 of the General Statutes," approved April 10, 1878, so as to apply the same to Graves, Campbell, and Hart counties.

By same—

An act to repeal an act, entitled "An act to amend, revise, and extend an act, entitled 'An act to incorporate the city of Mayfield,'" approved March 9th, 1876.

By same—

An act creating an additional voting and magisterial district in Montgomery county.

By Mr. Shackleford, from same committee—

An act for the benefit of W. H. Perkins, late sheriff of Daviess county.

By same—

An act for the benefit of the owners of sheep killed by dogs, and to tax the owners and controllers of dogs for their benefit, in Bath county.

By same—

An act to define and fix the county line between the counties of Carter and Elliott, on the lands of W. T. Mobley.

By same—

An act to authorize the county court of Ballard county to re-establish the justices' districts and voting precincts in said county.

By same—

An act to prevent stock from running at large in the New Castle magisterial district, in Henry county.

By same—

An act to declare Wylie's branch, in Johnson county, a navigable stream.

By same—

An act to prohibit stock from running at large in Hancock county.

By same—

An act for the benefit of Mary B. Young, of Metcalfe county.

By same—

An act to prevent certain kinds of stock from running at large in Simpson county.

By same—

An act for the benefit of H. Clay Wallis, of Lyon county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to give the consent of the State of Kentucky to the acquisition by the United States of land in the city of Paducah for the construction of a custom-house, court-room, and post-office.

By Mr. Bruce, from the Committee on Railroads—

An act authorizing the stockholders of the Lexington and Big Sandy Railroad, Eastern Division, to change the name of said corporation.

By same—

An act to amend the charter of the Glasgow Railroad Company.

By same—

An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved February 16th, 1880, chapter 220.

By same—

An act to prevent persons other than passengers and employes of railroads from getting on and off trains or engines whilst in motion.

By Mr. George, from the Committee on Propositions and Grievances—

An act for the benefit of R. F. Wells, of Elliott county.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles viz:

An act to amend an act for the benefit of J. W., P. A., and W. H. Cook, and Henry Smith, of Warren county;

An act requiring the county judges of Carter and Elliott counties to submit the local option question to any civil district, &c.;

An act changing the name of Buzzard Roost precinct, in Nicholas county;

An act to prohibit the county courts of Carter and Elliott from exonerating persons from the payment of taxes after the same have been paid to the sheriff;

An act for the relief of James T. DeMoss, sheriff of Oldham county;

An act empowering Louisa Eskridge to act as a *feme sole*;

An act to prevent the destruction of cane in the Ohio and Mississippi river bottoms, in Ballard county;

An act for the benefit of the coroner of Taylor county;

An act for the benefit of J. C. Hayes, present sheriff of Hardin county;

An act to restore to the circuit courts in the 14th judicial district the jurisdiction taken from them by the act establishing a criminal court in said district, approved March 13, 1876;

An act to exempt retail druggists and pharmaceutists from serving on juries;

An act for the benefit of John M. Ready, of Garrard county;

An act for the benefit of Robert Murphy, late sheriff of Pulaski county;

An act to establish a voting precinct at Chatham, Bracken county;

An act to repeal an act, entitled "An act for the protection and propagation of food-fishes in the waters of the State of Kentucky," so far as it applies to Tennessee river, in Calloway county;

An act to amend an act, entitled "An act to relieve W. T. Grundy from the disabilities of an infant," approved January 30th, 1880, chapter 106;

An act for the benefit of J. W. Penney, of Mercer county;

An act to amend the act, entitled "An act to incorporate the Scuffletown Fence Company," approved March 21st, 1872;

An act to extend the limits of the town of Parksville, Boyle county;

An act for the benefit of Jerre Carroll, of Kenton county;

An act for the benefit of Wm. P. Taulbee, of Magoffin county;

An act for the benefit of Daniel Hager, of Johnson county, directing the Register of the Land Office to issue patent to him on a certain survey;

An act for the benefit of W. H. Able, late sheriff of Jefferson county;

An act to incorporate the Deposit Bank of Northeastern Kentucky, of Grayson;

An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Bachelor's Rest, in Pendleton county;

An act for the benefit of the Vanceburg, Dry Run, and Kinniconick Turnpike Road Company, of Lewis county;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend section 29, chapter 94, General Statutes;

An act to raise a bridge fund for Union county;

An act to incorporate the Bowling Green Electric Light and Heating Company;

An act to authorize the county judge of Jessamine county to sell a certain portion of the public square in the town of Nicholasville;

An act for the benefit of Caseyville and Lindle districts, authorizing and empowering said districts to fund and compromise their bonded indebtedness, &c.;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Mr. Shackleford, from the Committee on Propositions and Grievances, reported a bill, entitled

A bill for the benefit of Thos. W. Neel, of Butler county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be recommitted to the Committee on Propositions and Grievances.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend chapter 95, General Statutes, title "Salaries."

[*For Bill—see Senate Journal of March* 5]

The question was then taken on fixing the annual salary of the Register of the Land Office at $2,000, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bertram and Wilkinson, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	Ishmael H. Smith,
Joseph Bertram,	Thomas Johnson,	J. H. Wilkinson,
Geo. T. Edwards,	Clifton J. Pratt,	A. H. Willingham—9.

Those who voted in the negative, were—

Albert S. Berry,	C. W. Gilmore,	R. I. McQuiddy,
James Blackburn,	Clint. Griffith,	Thos. J. Megibben,
J. H. Bruce,	George T. Halbert,	Alex. B. Montgomery,
M. T. Carpenter,	C. N. Lewis,	James Shackleford,
Attila Cox,	T. J. McElrath,	H. H. Skiles—16.
Henry George,		

The question was then taken upon fixing the annual salary of the First Clerk in the Office of the Register of the Land Office at $900, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Montgomery and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Geo. T. Edwards,	Clifton J. Pratt,
Joseph Bertram,	Charles D. Foote,	Ishmael H. Smith,
J. H. Bruce,	W. H. Frederick,	J. H. Wilkinson,
M. T. Carpenter,	Thomas Johnson,	A. H. Willingham—12.

Those who voted in the negative, were—

Albert S. Berry,	Clint. Griffith,	R. I. McQuiddy,
James Blackburn,	George T. Halbert,	Thos. J. Megibben,
Attila Cox,	R. G. Hays,	A. B. Montgomery,
Henry George,	C. N Lewis,	James Shackleford,
C. W. Gilmore,	T. J. McElrath,	H. H. Skiles—15.

The question was then taken upon fixing the annual salary of the Second Clerk in the Office of the Register of the Land Office at $500, and it was decided in the negative by the casting vote of the Speaker.

The yeas and nays being required thereon by Messrs. Bertram and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Charles D. Foote,	Clifton J. Pratt,
Joseph Bertram,	W. H. Frederick,	Ishmael H. Smith,
J. H. Bruce,	Henry George,	A. H. Willingham—11.
M. T. Carpenter,	Thomas Johnson,	

Those who voted in the negative, were—

Albert S. Berry,	R. G. Hays,	A. B. Montgomery,
James Blackburn,	C. N. Lewis,	H. H. Skiles,

C. W. Gilmore,	R. I. McQuiddy,	J. H. Wilkinson,
George T. Halbert,	Thos. J. Megibben,	Jas. E. Cantrill—12.

The Senate then took up for consideration the annual salary of the Interpreter of the Jefferson Circuit Court.

Mr. Hays moved to strike out the words "six hundred," where they occur in said bill, and insert in lieu thereof the words "five hundred."

Mr. Wilkinson moved to amend said proposed amendment by striking out the words "five hundred," and inserting in lieu thereof the words "four hundred."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wilkinson and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	Ishmael H. Smith,
Joseph Bertram,	Clifton J. Pratt,	J. H. Wilkinson,
Geo. T. Edwards,	H. H. Skiles,	A. H. Willingham—9.

Those who voted in the negative, were—

Albert S. Berry,	W. H. Frederick,	T. J. McElrath,
James Blackburn,	C. W. Gilmore,	R. I McQuiddy,
J. H. Bruce,	George T. Halbert,	Thos. J. Megibben,
M. T. Carpenter,	R. G. Hays,	Alex. B. Montgomery,
Attila Cox,	Thomas Johnson,	Jas. Shackleford—17.
Charles D. Foote,	C. N. Lewis,	

The question was then taken on the amendment proposed by Mr. Hays, and it was decided in the affirmative.

The Senate then took up for consideration the annual salary for the Judges of the Court of Appeals.

Mr. McQuiddy moved to strike out the words "three thousand five hundred," where they occur therein, and insert in lieu thereof the words "four thousand five hundred."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs Montgomery and Cox, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	George T. Halbert,	R. I. McQuiddy,
Joseph Bertram,	C. N. Lewis,	Thos. J. Megibben—8.
Attila Cox,	T. J. McElrath,	

Those who voted in the negative, were—

Alex. E. Adams,	W. H. Frederick,	Clifton J. Pratt,
James Blackburn,	Henry George,	H. H. Skiles,

J. H. Bruce,	Clint. Griffith,	Ishmael H. Smith,
M. T. Carpenter,	R. G. Hays,	J. H. Wilkinson,
Geo. T. Edwards,	Thomas Johnson,	A. H. Willingham—17.
Charles D. Foote,	A. B. Montgomery,	

Mr. Hays moved to amend said bill by striking out the words "three thousand five hundred," where they occur therein, and insert in lieu thereof the words "four thousand."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wilkinson and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Charles D. Foote,	C. N. Lewis,
James Blackburn,	W. H. Frederick,	T. J. McElrath,
J. H. Bruce,	Clinton Griffith,	Thos. J. Megibben,
M. T. Carpenter,	R. G. Hays,	A. B. Montgomery,
Attila Cox,	Thomas Johnson,	H. H. Skiles—15.

Those who voted in the negative, were—

Alex. E. Adams,	George T. Halbert,	Ishmael H. Smith,
Joseph Bertram,	Clifton J. Pratt,	J. H. Wilkinson,
Geo. T. Edwards,	James Shackleford,	A. H. Willingham—10.
Henry George,		

The Senate then took up for consideration the annual salary of the Chancellor and Vice Chancellor at Louisville, and the Chancellor in the counties of Campbell, &c.

Mr. Hays moved to strike out of the bill the words "two thousand," and insert in lieu thereof the words "twenty-five hundred."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. George and Willingham, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	George T. Halbert,	R. I. McQuiddy,
James Blackburn,	R. G. Hays,	Thos. J. Megibben,
J. H. Bruce,	Thomas Johnson,	A. B. Montgomery,
Attila Cox,	T. J. McElrath,	Jas. Shackleford—12.

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	H. H. Skiles,
Joseph Bertram,	C. W. Gilmore,	Ishmael H. Smith,
M. T. Carpenter,	Clinton Griffith,	J. H. Wilkinson,
Geo. T. Edwards,	Clifton J. Pratt,	A. H. Willingham—13.
W. H. Frederick,		

Mr. Carpenter then moved to strike out the words "two thousand," where they occur in said bill, and insert in lieu thereof the words "twenty-four hundred."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs Carpenter and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	C. W. Gilmore,	T. J. McElrath,
James Blackburn,	Clint. Griffith,	R. I. McQuiddy,
J. H. Bruce,	George T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
Attila Cox,	C. N. Lewis,	H. H. Skiles—16.
Charles D. Foote,		

Those who voted in the negative were—

Alex E. Adams,	Henry George,	Ishmael H. Smith,
Albert S. Berry,	R. G. Hays,	J. H. Wilkinson,
Geo. T. Edwards,	Thos. J. Megibben,	A. H. Willingham—11.
W. H. Frederick,	A. B. Montgomery,	

The Senate then took up for consideration the annual salary of the Judges of the Circuit Courts.

Mr. Halbert moved to amend said bill by striking out the words "two thousand," where they occur therein, and insert in lieu thereof the words "three thousand."

And the question being taken thereon, it was decided in the negative.

Mr. Carpenter moved to strike out the words "two thousand," where they occur in said bill, and insert in lieu thereof the words "twenty four hundred."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	H. H. Skiles,
Joseph Bertram,	C. W. Gilmore,	Ishmael H. Smith,
M. T. Carpenter,	Clinton Griffith,	J. H. Wilkinson,
W. H. Frederick,	Clifton J. Pratt,	A. H. Willingham—12.

Those who voted in the negative, were—

Albert S. Berry,	Charles D. Foote,	T. J. McElrath,
James Blackburn,	Geo. T. Halbert,	Thos. J. Megibben,
J. H. Bruce,	R. G. Hays,	Alex. B. Montgomery,
Attila Cox,	Thomas Johnson,	Jas. Shackleford—14.
Geo. T. Edwards,	C. N. Lewis,	

Mr. Bruce then moved to amend said bill by striking out the words "two thousand" where they occur therein, and insert in lieu thereof the words "twenty-five hundred."

And the question being taken thereon, it was decided in the affirmative by the casting vote of the Speaker.

The yeas and nays being required thereon by Messrs. Cox and Edwards, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Geo. T. Halbert,	Thos. J. Megibben,
James Blackburn,	R. G. Hays,	A. B. Montgomery,
J. H. Bruce,	Thos. Johnson,	Jas. Shackleford,
Attila Cox,	C. N. Lewis,	Jas. E. Cantrill—14.
Chas. D. Foote,	T. J McElrath,	

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	H. H. Skiles,
Joseph Bertram,	C. W. Gilmore,	Ishmael H. Smith,
M. T. Carpenter,	Clinton Griffith,	J. H. Wilkinson,
Geo. T. Edwards,	Clifton J. Pratt,	A. H. Willingham—13.
W. H. Frederick,		

The Senate took up for consideration the annual salary of the Judges of the Criminal Courts.

Mr. Carpenter moved to strike out the words "two thousand" where they occur therein, and insert in lieu thereof the words "fifteen hundred."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	C. W. Gilmore,	James Shackleford,
Joseph Bertram,	George T. Halbert,	H. H. Skiles,
M. T. Carpenter,	C. N. Lewis,	Ishmael H. Smith,
George T. Edwards,	R. I. McQuiddy,	J. H. Wilkinson,
W. H. Frederick,	A. B. Montgomery,	A. H. Willingham—17.
Henry George,	Clifton J. Pratt,	

Those who voted in the negative, were—

Albert S. Berry,	Charles D. Foote,	Thomas Johnson,
J. H. Bruce,	Clinton Griffith,	T. J. McElrath,
Attila Cox,	R. G. Hays,	Thos. J. Megibben—9.

Pending the further consideration of which, Mr. Montgomery moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

FRIDAY, MARCH 26, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to enable the court of claims of Christian county to create a sinking fund to redeem outstanding railroad bonds, and invest the same in stocks and bonds.

An act to incorporate the Masonic Temple Association, of Newport.

An act to regulate the proceedings in common law cases in the courts of the 12th, commonly known as the Covington, judicial district.

An act to authorize the Logan county court to levy and collect an additional tax.

An act for the benefit of James Gorin, of Hart county.

With an amendment to the last named bill.

That they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the Big Sandy river, and including the East and West Forks thereof, for the purpose of constructing canals, or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said river, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

That they had passed bills of the following titles, viz:

1. An act authorizing the county court of Spencer county to increase the county levy.

2. An act to incorporate the Clarksville and Princeton Railroad Company.

3. An act to incorporate the Murray and State Line Gravel Road Company.

4. An act for the benefit of J. M. Hutchens, of Calloway county.

5. An act to prohibit the sale of spirituous liquors at or near Persimmon Grove.

6. An act to amend an act to establish the People's Bank.

7. An act to incorporate the Winchester, Ruckersville and Vienna Turnpike Road Company, in Clark county.

8. An act to amend an act, entitled "An act to create the police court of the town of Winchester, in Clark county."

9. An act to incorporate the town of Brodhead, in Rockcastle county.

10. An act to amend chapter 66, article 2, of General Statutes, title "Landlord and Tenant," to apply to the counties of Daviess, Hancock, and McLean.

11. An act to empower and authorize the members of Palmyra Christian Church, in Henry county, to sell, dispose of, and convey same property.

12. An act to legalize the actions of the March term of the Marion county court for 1880.

13. An act to incorporate the Louisville, Cloverport and Western Railway Company.

14. An act to incorporate the Bank of Williamstown.

15. An act to change the boundary line of the town limits of Beattyville.

16. An act providing for a tax to assist in building turnpike roads in Kenton county.

17. An act to amend chapter 41, General Statutes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 4th to the Committee on the Judiciary; the 2d and 13th to the Committee on Railroads; the 3d and 7th to the Committee on Internal Improvement; the 5th and 11th to the Committee on Religion and Morals; the 6th and 14th to the Committee on Banks and Insurance; the 8th and 12th to the Committee on Courts of Justice; the 9th and 15th to the Committee on Propositions and Grievances; the 10th and 17th to the Committee on General Statutes, and the 16th to the Committee on Codes of Practice.

Mr. Edwards, from the Committee on General Statutes, to whom the same had been referred, reported a bill, entitled

A bill allowing Charles S. Grubbs, county judge of Logan county, to practice law in certain cases.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Bruce, from the Committee on Railroads—

An act to authorize the Shelby Railroad Company to issue and sell its mortgage bonds to pay its present bonded debt.

By same—

An act to incorporate the Park Railway Company of the city of Paducah.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Paducah and Lovelaceville Turnpike or Gravel Road Company.

By same—

An act to amend the charter of the Board of Internal Improvement for Shelby county.

By Mr. Pratt, from the Committee on the Judiciary—

An act to amend the charter of the town of Hanson, in Hopkins county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to authorize the county court of Bourbon county to pay J. E. Patton, circuit clerk of said county, and clerk of the Bourbon court of common pleas, for continuing general index and cross-index to suits off the docket in said courts.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend the charter of the city of Hopkinsville.

By Mr. George, from the Committee on Propositions and Grievances—

An act for the benefit of W. M. Wallis, of Trigg county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles viz:

An act to provide for the collection of the revenue of Taylor county, and fixing the time to pay the same into the Treasury;

An act to transfer any interest the Commonwealth of Kentucky has in the estate of Joseph Willings to Sarah Royster, of Pulaski county;

An act to amend an act in relation to the town of Carlisle, Nicholas county, approved March 16th, 1876;

An act for the benefit of Loton M. Jones, of Caldwell county;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of W. H. and J. H. Davis, sheriff and late sheriff of Ballard county;

An act to exempt physicians of Barren, Monroe, and Metcalfe counties from working on roads upon certain conditions;

An act for the benefit of the Institution for the Tuition of the Deaf and Dumb;

An act to amend an act for the benefit of the Joint Stock Agricultural and Mechanical Association of Madison county;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, of the following title, viz:

An act to incorporate the Cincinnati and Newport Iron and Pipe Company.

With an amendment thereto.

Which was adopted.

Mr. Johnston, from the Special Committee to whom was referred the joint resolution in regard to the removal of the Keeper of the Penitentiary, presented the following report, viz:

HON. JAMES E. CANTRILL, *Lieutenant Governor:*

Your committee have had under consideration the following resolution, with instructions to report to the Senate at an early day the legal force and effect, if any, said resolution would have if passed, to-wit:

"*Be it resolved by the General Assembly of the Commonwealth of Kentucky*, That the Governor be, and he is hereby, requested to forthwith remove from office J. W. South, Keeper of the Penitentiary, and he is hereby authorized and empowered to appoint one or more persons to take charge of the Penitentiary, the public property therein, and the convicts, until the Legislature can provide by law for the regulation thereof."

As the resolution confers no power on the Governor to do what it requests, any legal force or effect it would have, if passed, must be by virtue of section 13 of chapter 85 of the General Statutes, which provides, that "if the Keeper of the Penitentiary fail or refuse to comply with the obligations imposed on him by this chapter, or shall be guilty of any malfeasance in office, the Governor shall have full power, and it shall be his duty, to remove him forthwith."

The power of removal is evidently contingent upon a violation by the Keeper of the obligations imposed on him by chapter 85 of the General Statutes, or for malfeasance in office, and cannot be exercised in obedience to a legislative mandate, or at the discretion of the Executive. Removal is provided as one of the punishments for the offenses named, and before it can be inflicted, guilt must be regularly and legally established by a direct procedure in the courts, with the opportunity for defense and proof, and a judicial determination had thereon.

The question of guilt or innocence upon which any action of the character contemplated must be based, involves the ascertainment of facts and law, the constitutionality of law, and legal right, which may result in a decision terminating that right, and cannot be legally arrived at in any other than a direct proceeding against the party.

The House of Representatives have the power to impeach civil officers for any misdemeanor in office, though this power does not prevent indictment, trial, and punishment for the same or any other offense by law.

We think the provisions of the Constitution and the law, as laid down in the case of the Commonwealth vs. Jones (10 Bush), and the cases therein referred to, sustain our opinion that the resolution would not have any legal force and effect if passed, and are in harmony with the reasons we have given for that opinion.

P. P. JOHNSTON,
GEO. T. EDWARDS,
CLIFTON J. PRATT,
A. B. MONTGOMERY,
JOS. BERTRAM.

Ordered, That said report be printed, and recommitted to the same committee.

Mr. Gathright presented the remonstrance of sundry citizens of the city of Louisville against the passage of an act amending the charter of said city; which was received, the reading dispensed with, and referred to the Committee on General Statutes.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 26, 1880

Gentlemen of the Senate:

I hereby nominate for appointment as a member of the Board of Visitors for the Kentucky Institution for the Education of the Blind, John P. Morton, *vice* Wm. Kendrick, deceased, and respectfully ask your advice and consent thereto.

Respectfully,
LUKE P. BLACKBURN, *Governor.*

On motion of Mr. Montgomery, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to repeal an act, approved March 28th, 1872, prohibiting the sale of spirituous liquors in the town of Burksville, and within two miles of said town.

Which was granted, and, after a short time, said bill was laid on the Clerk's table.

The Senate took up for consideration the resolution heretofore offered by Mr. Smith, viz:

WHEREAS, The people whom we represent, and whose servants we are, are in favor of ante-bellum prices and pay to all public officers, State and National; now, therefore,

1. *Be it resolved by the General Assembly of the Commonwealth of Kentucky*, That our Senators and Representatives in Congress be requested to use all honorable means, by their votes and otherwise, to have the salaries of all officials in the United States, executive, legislative, judicial, and in the civil service, reduced at least thirty per cent.

2. *Resolved*, That His Excellency, the Governor of this Commonwealth, cause copies of this preamble and resolution to be transmitted to each of said Senators and Representatives.

Mr. Carpenter moved to strike out the word "otherwise" from said resolution.

And the question being taken thereon, it was decided in the negative.

Mr. Montgomery moved the following amendment to said resolution, viz:

Provided, The Democrats succeed at the next election in possessing themselves of these offices.

And the question being taken thereon, it was decided in the affirmative.

Mr. Frederick then moved to reconsider the vote by which said amendment was adopted.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Smith and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	Clifton J. Pratt,
Albert S. Berry,	C. W. Gilmore,	Ishmael H. Smith,
J. H. Bruce,	Thomas Johnson,	J. H. Wilkinson,
Geo. T. Edwards,	Thos. J. Megibben,	A. H. Willingham—13.
W. H. Frederick,		

Those who voted in the negative, were—

Joseph Bertram,	Charles D. Foote,	C. N. Lewis,
James Blackburn,	Geo. T. Halbert,	T. J. McElrath,
M. T. Carpenter,	R. G. Hays,	A. B. Montgomery—11.
Attila Cox,	P. P. Johnston,	

Mr. Foote moved to lay said resolution and proposed amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Smith and Wilkinson, were as follows, viz:

Those who voted in the affirmative, were—

Attila Cox,	R. G. Hays,	R. I. McQuiddy,
Charles D. Foote,	C. N. Lewis,	Thos. J. Megibben—8.
George T. Halbert,	T. J. McElrath,	

Those who voted in the negative, were—

Alex. E. Adams,	Geo. T. Edwards,	Alex. B. Montgomery,
Albert S. Berry,	W. H. Frederick,	Clifton J. Pratt,
Joseph Bertram,	Henry George,	Ishmael H. Smith,
James Blackburn,	C. W. Gilmore,	J. H. Wilkinson,
M. T. Carpenter,	Thomas Johnson,	A. H. Willingham—15.

The question was then taken upon the adoption of the amendment proposed by Mr. Montgomery to said resolution, and no quorum voting thereon, it was placed in the orders of the day.

The Senate took up for consideration the resolution heretofore proposed by Mr. Smith, viz:

WHEREAS, We believe that the government has and is being swindled out of tens of thousands of dollars in the way of pensions paid to soldiers of the late war; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators and Representatives in Congress be requested to use

their influence to have a law passed allowing no more claims paid in way of pensions to soldiers of the late war for claims set up since January 1, 1878.

Be it further resolved, That his Excellency, the Governor of this Commonwealth, cause copies of this preamble and resolution to be transmitted to each of our said Senators and Representatives.

And the question being taken on the adoption of said resolution, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wilkinson and Willingham, were as follows, viz:

Those who voted in the affirmative, were—

W. H. Frederick, Ishmael H. Smith—2.

Those who voted in the negative, were—

Alex. E. Adams,	Charles D. Foote,	T. J. McElrath,
Albert S. Berry,	Henry George,	R. I. McQuiddy,
Joseph Bertram,	C. W. Gilmore,	Thos. J. Megibben,
James Blackburn,	Clinton Griffith,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	James Shackleford,
M. T. Carpenter,	Samuel E. Hill,	H. H. Skiles,
Attila Cox,	Thomas Johnson,	J. H. Wilkinson,
Geo. T. Edwards,	C. N. Lewis,	A. H Willingham—24.

Mr. Carpenter, from the Committee on Railroads, to whom was recommitted a bill, entitled

A bill to prevent unlawful charges for transportation of freight by railroad companies,

Reported the same with an amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, All railroad companies doing business in this State, whether upon lines of railroad owned or leased by them, shall cause to be posted, in a conspicuous place, in the public office of all of their freight and passenger depots, and to keep continuously posted, a schedule of the maximum rate of freight allowed to be charged by law upon their respective lines of road, and a copy of this act, and between their respective stations; and shall also keep, in like manner, posted a schedule of the rates of freight actually charged, and a copy of this act. These schedules and a copy of this act shall be printed in plain type, and placed where they can be conveniently examined by the public.

§ 2. For a failure to comply with this act, and to post said schedule and a copy of this act as herein directed, companies so failing, and the president and superintendent of said companies, shall each be guilty of a misdemeanor, and, upon conviction thereof, shall be fined one hundred dollars for each offense; and the failure to so post said schedule and a copy of this act shall be a distinct and separate offense for each depot omitted.

§ 3. The publication, as aforesaid, of a rate of freight exceeding that allowed by law shall be a misdemeanor on the part of the company, and of its president and superintendent and directors, and, upon conviction thereof, they shall each be fined one hundred dollars for each depot in which such false publication is made.

§ 4. If any railroad company shall charge a greater rate of freight than allowed by law, or than the regular schedule rate, it shall, upon conviction, be fined one hundred dollars, and the agent making the charge, and also the agent collecting such excessive charge, shall be guilty of a misdemeanor, and, upon conviction, be each fined not exceeding one hundred dollars.

§ 5. The offenses denounced in this act shall be prosecuted by indictment in the circuit courts and courts of like jurisdiction; and for offenses mentioned in the 2d and 3d sections, the court sitting in the county in which the depot is situated where the offense is charged to have been committed, shall have jurisdiction; and for the offense mentioned in the 4th section, the courts sitting in the county in which the depot is situate from which the freight is sent, and the county in which the depot is situate to which the freight is sent, shall have concurrent jurisdiction.

§ 6. A conviction of the offenses mentioned in the 2d and 3d sections of this act shall not be a bar to another prosecution for subsequently continuing the offense.

§ 7. The word superintendent, as used in this act, shall be construed to mean the person in this State who has the general management and control of the transportation of freight.

Said proposed amendment reads as follows, viz:

Add at the end of the 4th section these words: "*Provided*, That if said agent or agents repay, or cause to be repaid, within twenty days after demand has been made for repayment of said overcharge that has been collected by them, then said agent shall not be liable to prosecution under the provisions of this section."

Mr. Cox moved an amendment to said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston moved to amend the amendment proposed by the committee to said bill by striking out the words "agent" and "agents," where they occur therein, and insert in lieu thereof the words "company" and "companies."

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston moved a second amendment to said bill.

Mr. Hays moved an amendment to said bill.

Pending the further consideration of which, the hour of 12 o'clock, M., having arrived, further action thereon was cut off by the special order of the day.

Mr. Blackburn moved to reconsider the vote by which the Senate had passed a bill, entitled

A bill to amend chapter 62, General Statutes.

Which motion was simply entered.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Berry—

1. A bill to amend the charter of the Twelve-mile Turnpike Road Company, Campbell county.

On motion of same—

2. A bill, entitled "An act for the encouragement of manufactories," &c.

On motion of same—

3. A bill to incorporate the Mt. Sterling, Campton and Southeastern Railroad Company.

On motion of Mr. Pratt—

4. A bill, entitled "An act to amend chapter 71, General Statutes."

On motion of Mr. Griffith—

5. A bill for the benefit of J. H. Taylor, S. M. Dean, David Morton, and Henry Herr.

On motion of Mr. Skiles—

6. A bill for the benefit of F. G. Mitchell, sheriff of Allen county.

On motion of same—

7. A bill submitting to the voters of Ballard county the question as to the location of their county seat.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st; the Committee on General Statutes the 2d; the Committee on Railroads the 3d; the Committee on Courts of Justice the 4th, 5th, and 7th, and the Committee on Claims the 6th.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend chapter 95, General Statutes, title "Salaries."

[*For Bill—see Senate Journal of March* 5.]

The question being on fixing the salaries of the Judges of the Courts of Common Pleas,

Mr. Hays moved to strike out the words "two thousand" where they occur therein, and insert in lieu thereof the words "twenty-four hundred."

And the question being taken thereon, it was decided in the negative.

Mr. McElrath moved to reconsider the vote by which said proposed amendment was rejected.

And the question being taken thereon, it was decided in the negative.

Mr. Foote moved to amend said bill by striking out the words "two thousand," where they occur therein, and insert in lieu thereof the words "twenty-five hundred."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Wilkinson, were as follows, viz:

Those who voted in the affirmative, were—

Attila Cox,	Thomas Johnson,	Thos. J. Megibben,
Charles D. Foote,	P. P. Johnston,	Alex. B. Montgomery,
John T. Gathright,	C. N. Lewis,	H. H. Skiles—11.
Clint. Griffith,	T. J. McElrath,	

Those who voted in the negative, were—

Alex. E. Adams,	W. H. Frederick,	R. I McQuiddy,
Joseph Bertram,	Henry George,	Clifton J. Pratt,
James Blackburn,	C. W. Gilmore,	James Shackleford,
J. H. Bruce,	George T. Halbert,	Ishmael H. Smith,
M. T. Carpenter,	R. G. Hays,	J. H. Wilkinson,
Geo. T. Edwards,	Samuel E. Hill,	A. H. Willingham—18.

Mr. McElrath moved to amend said bill by striking out the words "two thousand" where they occur therein, and insert in lieu thereof the words "twenty-two hundred and fifty."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Edwards and Wilkinson, were as follows, viz:

Those who voted in the affirmative, were—

Attila Cox,	Clifton J. Pratt,	J. H. Wilkinson,
T. J. McElrath,	H. H. Skiles,	A. H. Willingham—7.
A. B. Montgomery,		

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	P. P. Johnston,
Joseph Bertram,	C. W. Gilmore,	C. N. Lewis,
James Blackburn,	Clinton Griffith,	R. I. McQuiddy,
J. H. Bruce,	George T. Halbert,	Thos. J. Megibben,
M. T. Carpenter,	R. G. Hays,	James Shackleford,
Geo. T. Edwards,	Samuel E. Hill,	Ishmael H. Smith—20.
John T. Gathright,	Thomas Johnson,	

Mr. Carpenter moved to fix the compensation for the Judges of the Common Pleas Courts of the Louisville and Lexington districts at $2,400 each, and all the other Common Pleas Judges at $1,500.

Mr. P. P. Johnston moved a division of the question.

Which was granted.

The question was then taken on fixing the salaries of the Louisville and Lexington districts at $2,400 each, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	John T. Gathright,	James Shackleford,
J. H. Bruce,	R. G. Hays,	H. H. Skiles,
M. T. Carpenter,	Thomas Johnson,	J. H. Wilkinson—11.
Charles D. Foote,	P. P. Johnston,	

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	R. I. McQuiddy,
Albert S. Berry,	Clint. Griffith,	A. B. Montgomery,
James Blackburn,	George T. Halbert,	Clifton J. Pratt.
Attila Cox,	Sam. E. Hill,	Ishmael H. Smith,
Geo. T. Edwards,	C. N Lewis,	A. H. Willingham—17.
Henry George,	T. J. McElrath,	

Mr. Montgomery then moved to amend the latter clause of Mr. Carpenter's amendment by fixing the salaries of all the Judges of the Common Pleas Courts of the Commonwealth at $1,500 each.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on Mr. Carpenter's amendment, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carpenter and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	A. B. Montgomery,
Albert S. Berry,	Clint. Griffith,	Clifton J. Pratt,
Joseph Bertram,	George T. Halbert,	James Shackleford,
M. T. Carpenter,	Sam. E. Hill,	H. H. Skiles,
Attila Cox,	Thomas Johnson,	Ishmael H. Smith,
Geo. T. Edwards,	C. N. Lewis,	J. H. Wilkinson,
Charles D. Foote,	T. J. McElrath,	A. H. Willingham—23.
Henry George,	R. I. McQuiddy,	

Those who voted in the negative were—

James Blackburn,	John T. Gathright,	Thos. J. Megibben—5.
J. H. Bruce,	P. P. Johnston,	

Mr. Blackburn moved an amendment to the third section of said bill.

Pending the consideration of which, Mr. Edwards moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carpenter and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	P. P. Johnston,
Albert S. Berry,	John T. Gathright,	C. N. Lewis,
James Blackburn,	Henry George,	T. J. McElrath,
J. H. Bruce,	C. W. Gilmore,	Thos. J. Megibben,
Attila Cox,	Clint. Griffith,	A. B. Montgomery,
Geo. T. Edwards,	Thomas Johnson,	J. H. Wilkinson—19.
Charles D. Foote,		

Those who voted in the negative, were—

Joseph Bertram,	Samuel E. Hill,	Ishmael H. Smith,
M. T. Carpenter,	Jas. Shackleford,	A. H. Willingham—8.
George T. Halbert,	H. H. Skiles,	

And then the Senate adjourned.

SATURDAY, MARCH 27, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Southern Baptist Theological Seminary," approved February 15th, 1876.

An act to authorize the Richmond and Southwestern Railway Company to extend its railroad in the State of Kentucky.

An act for the benefit of Wells, Mitchell & Co., of Maysville.

An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth.

With an amendment to the last named bill.

That they had passed bills and adopted a resolution of the following titles, viz:

1. Resolution fixing day for General Assembly to adjourn.

2. An act to regulate and fix the pay of the elective and appointed officers of the Senate and House of Representatives not now provided for by law.

3. An act for the benefit of W. C. D. Whipps.

4. An act to amend the charter of the town of Ewing, in Fleming county, and to prevent the sale of spirituous, vinous, or malt liquors within one mile of the corporate limits.

5. An act to incorporate the Upper Blue Lick and Elizaville and Flemingsburg Turnpike Road Company.

6. An act to incorporate the Excelsior Male and Female Collegiate Institution.

7. An act to give the consent of the State of Kentucky to the purchase by the United States of lands in the city of Frankfort for the purpose of erecting a building for a court-room, post-office, or custom-house, and ceding jurisdiction over the same.

8. An act to amend an act to prohibit granting license to coffee-house, saloon, tavern, or tippling-house to sell spirituous, vinous, or malt liquors, or mixtures of either, in Fulton county.

9. An act to incorporate the Columbus and Tennessee River Railroad Company.

10. An act regulating the pay of Commonwealth's witnesses in felony cases.

11. An act fixing the fees of jailers for keeping and dieting prisoners.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, the resolution, and the 10th and 11th to the Committee on the Judiciary; the 2d to the Committee on Retrenchment and Reform; the 3d to the Committee on Public Expenditures; the 4th and 5th to the Committee on Agriculture and Manufactures; the 6th to the Committee on Education; the 7th to the Committee on Federal Relations; the 8th to the Committee on Religion and Morals, and the 9th to the Committee on Railroads.

On motion of Mr. Blackburn, leave of absence, indefinitely, was granted Messrs. Mitchell, Shackleford, and Griffith.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed en-

rolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to provide for appointing and electing commissioners for the county of Kenton, and defining their duties, and the duties of other county officers whose duties are connected with the duties of said commissioners.

An act to incorporate the Henry Clay Mutual Savings Association, of Newport, Kentucky.

An act to amend an act for the benefit of the Joint Stock Agricultural and Mechanical Association of Madison county.

An act for the benefit of Caseyville and Lindle districts, authorizing and empowering said districts to fund and compromise their bonded indebtedness, &c.

An act to incorporate the Bowling Green Electric Light and Heating Company.

An act for the benefit of the Institution for the Tuition of the Deaf and Dumb.

An act for the benefit of W. H. and J. H. Davis, sheriff and late sheriff of Ballard county.

An act to amend an act for the benefit of Allen county, empowering it to compromise its railroad debt, to issue bonds, &c.

An act to incorporate the Kenton County Gunning and Fishing Club.

An act to exempt physicians of Barren, Monroe, and Metcalfe counties from working on roads upon certain conditions.

An act to amend the charter of the city of Dayton.

An act for the benefit of B. R. Walker, sheriff of Fulton county.

An act to amend an act, entitled "An act to charter the Silver Creek Turnpike Road Company, in Madison county."

An act exempting the Covington Stock Yard Company from the provisions of section 10, article 17, chapter 29, General Statutes.

An act repealing so much of the revised and amended charter of the city of Newport as creates the office of weigher and measurer.

An act to amend section 29, chapter 94, General Statutes.

An act to empower the county court of Union county to dispose of the delinquent list by sale or otherwise.

An act to authorize the county court of claims of Barren county to make an appropriation for the benefit of George C. Young and others, and to impose and levy an ad valorem or poll-tax to pay the same.

An act to authorize the county court of Jessamine county to sell a certain portion of the public square in the town of Nicholasville.

An act to raise a bridge fund for Union county.

Resolution in regard to the circuit court clerk's office of Jefferson county.

Resolution in regard to Government aid for the Government buildings in the city of Louisville.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to define the duties of sheriffs in certain cases.

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to amend the charter of the Louisville and Taylorsville Turnpike Road Company.

By Mr. Clarke, from the Committee on Military Affairs—

A bill to reimburse the State Military Fund for the sum of $1,031 25, paid to State Guard troops for active service in Breathitt county from June 19th to July 14th, 1879.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. George moved the following resolution, viz:

WHEREAS, A reliable, responsible publishing house, within the State, proposes to furnish to the Commonwealth and to the members of the bar the published reports of the decisions of the Court of Appeals of this State, at a much lower rate than now provided by law; therefore, be it

Resolved by the Senate, That the Committee on Codes of Practice be directed to inquire into the expediency of letting the publication of said reports to the lowest and best bidder, and if found expedient, to report a bill to that effect; the contractor to secure a copyright in the name of the State; the plates, if any, to be delivered to the State at the expiration of the contract; the material and workmanship to be equal to that of 14th Bush's Reports, and said contractors to bind themselves to furnish said Reports to members of the bar at the same price as furnished to the State; no bid to be entertained unless the price is less than that now provided for by law.

Ordered, That said resolution be referred to the Committee on Codes of Practice.

Mr. Bruce, from the Committee on Railroads, reported a bill, entitled

A bill regulating the charges for transportation of freight upon railroads within this State.

Mr. Montgomery moved to postpone the further consideration of said bill indefinitely.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs Montgomery and Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	George T. Halbert,
Alex. E. Adams,	W. H. Frederick,	R. G. Hays,
Albert S. Berry,	John T. Gathright,	C. N. Lewis,
A. R. Clarke,	C. W. Gilmore,	A. B. Montgomery—13.
Attila Cox,		

Those who voted in the negative, were—

Joseph Bertram,	Henry George,	Thomas J. Megibben,
James Blackburn,	Sam. E. Hill,	W. O. Mize,
J. H. Bruce,	P. P. Johnston,	Ishmael H. Smith,
M. T. Carpenter,	T. J. McElrath,	J. H. Wilkinson—14.
Geo. T. Edwards,	R. I. McQuiddy,	

Mr. Hays moved to postpone the further consideration of said bill, and make it the special order of the day for Wednesday next.

And the question being taken thereon, it was decided in the negative.

On motion of Mr. Blackburn,

Ordered, That the further consideration of said bill be postponed, and made the special order of the day for Monday next, at 12 o'clock, M.

Mr. Halbert, from the Committee on Religion and Morals, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act in relation to taking a vote on the question of license or no license, and regulating the sale of spirituous, vinous, and malt liquors in Bracken county, approved March 18th, 1878,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Clarke moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 27th, 1880.

Hon. JAS. E. CANTRILL, *Lieutenant Governor and Speaker of the Senate:*

I return you a bill without my signature, entitled, "An act to amend section nineteen, chapter forty-two, of the General Statutes." It is intended by this proposed act to change the law relating to ferries in the county of Hancock. I believe the present law upon this subject is just and proper, and gives ample protection to the owners of ferries throughout the State. By the present law no one is allowed, for fee or reward, to transport any person or thing across the Ohio river within a mile and a half of an established ferry, and this is right; but if this bill should become a law, all persons in Hancock county would be subject to a fine of not less than five or more than twenty-five dollars if they even took a neighbor or a party of friends upon a pleasure excursion across the Ohio river, without fee or reward, in their own boats, if they happened to live within a mile and a half of a ferry. Such a law would be repugnant to all neighborhood hospitality and social intercourse. Such a law, if proposed for the whole State, would not be countenanced, and it seems to me that it would be almost as proper to pass a bill forbidding gentlemen to entertain friends, free of expense, within a mile and a half of a hotel, for fear it might decrease the profits of the landlord. Entertaining these views, I return you the bill with my objections to its passage.

Respectfully,
LUKE P. BLACKBURN, *Governor.*

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section nineteen, chapter forty-two, of the General Statutes, be amended as follows, viz: Any person who shall, without reward, transport any person or thing across the Ohio river within one mile of an established ferry, unless it be the owner of an established ferry on the other side of the Ohio river, and owner, lessee or servant of the owner of a ferry on the other side of said river, or any other person who shall so transport from this side without reward, shall be subject to the penalties and responsibilities now provided in said section thirteen; and any one violating the provisions of said sections, or as amended by this act, shall be also fined not less than five nor more than twenty-five dollars, to be tried before a justice of the peace: *Provided*, That this act is not intended to apply to any bona fide owner of a skiff or other water-craft, who may transport their property and families across said river; that the provisions of this bill shall only apply to Hancock county.

§ 2. This act shall take effect thirty days after its passage.

The question was then taken, "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

In the affirmative—none.

Those who voted in the negative, were—

Cromwell Adair,	Chas. D. Foote,	C. N. Lewis,
Alex. E. Adams,	W. H. Frederick,	T. J McElrath,
Albert S. Berry,	John T. Gathright,	R. I. McQuiddy,
Joseph Bertram,	Henry George,	Thos. J. Megibben,
J. H. Bruce,	C. W. Gilmore,	A. B. Montgomery,
M. T. Carpenter,	Geo. T. Halbert,	H. H. Skiles,
A. R. Clarke,	R. G. Hays,	Ishmael H. Smith,
Attila Cox,	Samuel E. Hill,	J. H. Wilkinson—25.
Geo. T. Edwards,		

So the bill was rejected, and the Governor was sustained in his veto.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Clarke, from the Commitee on Military Affairs—

An act for the benefit of James S. Wise.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prevent the sale and giving away spirituous, vinous, or malt liquors within two miles of Richelieu Church, in Butler county.

By same—

An act to incorporate Gradyville Lodge, No. 251, of Free and Accepted Masons, in Adair county.

By same—

An act to amend an act, entitled "An act to incorporate the Kentucky Widow and Orphans' Relief Association."

By same—

An act to incorporate Gallilean Lodge, No. 1, Paducah, Kentucky.

By same—

An act to incorporate Cadiz Lodge, No. 1635, of Knights of Honor, in Trigg county.

By same—

An act for the benefit of the Colored Christian Church at Poplar Plains, Fleming county.

By same—

An act to prevent the sale of spirituous, vinous, or malt liquor within one mile of Bethel Church, Metcalfe county.

By same—

An act to prevent any person or persons to play cards in any of the lots, pastures, shops, or out-buildings or stables, within one mile of the court-house in Owingsville, in Bath county.

By same—

An act prohibiting the sale of spirituous, vinous, or malt liquors, or the mixture thereof, within the town of Hadensville, in Todd county, or within a radius of two miles of said town.

By same—

An act to incorporate Cox Lodge, No. 464, Free and Accepted Masons, at Campton, Wolfe county.

By same—

An act to amend the charter of the Paris Cemetery Company.

By same—

An act to incorporate St. Luke's Lodge, No. 204, Independent Order of Odd Fellows, at Bardley, in Union county.

By same—

An act to amend an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of the court-house in Edmonton, Metcalfe county."

By same—

An act for the benefit of common school district No. 4, in McCracken county.

By same—

An act to prevent the sale of spirituous, vinous, or malt liquors within one mile of Mt. Pisgah Church, in Wayne county.

By Mr. Wilkinson, from the Committee on Codes of Practice—

An act to amend and reduce into one the several acts in relation to the town of Brownsville.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Stanford."

By Mr. Halbert, from the Committee on Religion and Morals—

An act for the benefit of the Kentucky Central Camp Meeting Association of the Methodist Episcopal Church, situated in Boyle county.

By Mr. Carpenter, from the Committee on Railroads—

An act for the benefit of the holders of certain mortgage bonds issued by the Louisville, Cincinnati and Lexington Railroad Company.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate resumed the consideration of the unfinished report of yesterday, it being a bill, entitled

A bill to prevent unlawful charges for transportation of freights by railroad companies.

The question was then taken upon the adoption of the first amendment proposed by the Committee on Railroads, which reads as follows, viz:

Add after the word "schedules," and before the word "shall," in the eighth line of section one, and after the word "schedule," and before the word "herein," in the first line of section two, and before the word "shall," and after the word "schedule," in the 5th line of section two, these words: "and a copy of this act."

And it was decided in the affirmative.

The question was then taken upon the adoption of the second amendment proposed by the Committee on Railroads, which reads as follows, viz:

Add after the word "Superintendent," and before the word "and," in the third line of the third section, the word "directors."

And it was decided in the affirmative.

Mr. P. P. Johnston moved to amend the third amendment proposed by the committee by striking out the following proviso, viz:

Provided, That if said company or companies repay, or cause to be repaid, within twenty days after demand has been made for repayment of said overcharge that has been collected by them, then said company shall not be liable to prosecution under the provisions of this section.

And insert in lieu thereof the following, viz:

Provided, If any agent or other employe shall be willfully guilty of a violation of any of the provisions of this act, the said company shall be fined not exceeding $100: *Provided further*, That the company shall not be penally liable for the wrong of the agent or other employe, unless they authorize the wrong, or sustain the agent in it after its commission.

Mr. Foote moved to amend the amendment proposed by Mr. P. P. Johnston by adding thereto the following, viz:

Provided, That the party aggrieved shall first give said agent twenty days' notice, in which time said agent may rectify said wrong, and be relieved from any prosecution.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Cox, were as follows, viz:

Those who voted in the affirmative, were—

J. H. Bruce,	Charles D. Foote,	A. B. Montgomery,
Attila Cox,	W. H. Frederick,	J. H. Wilkinson—6.

Those who voted in the negative, were—

Cromwell Adair,	M. T. Carpenter,	P. P. Johnston,
Alex. E. Adams,	John T. Gathright,	C. N. Lewis,
Albert S. Berry,	Henry George,	T. J. McElrath,
Joseph Bertram,	George T. Halbert,	R. I. McQuiddy,
James Blackburn,	Sam. E. Hill,	Ishmael H. Smith—15.

The question was then taken upon the adoption of the amendment proposed by Mr. P. P. Johnston, and it was decided in the affirmative.

Mr. Hayes then moved to amend said bill by adding to the third section, at the end thereof, the following, viz:

That the company shall be liable to the penalty prescribed in this act for a willful violation of its provisions by its agents or employes.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and Cox, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Henry George,	T. J. McElrath,
James Blackburn,	C. W. Gilmore,	R. I. McQuiddy,
J. H. Bruce,	George T. Halbert,	Alex. B. Montgomery,
M. T. Carpenter,	Samuel E. Hill,	Ishmael H. Smith,
Geo. T. Edwards,	P. P. Johnston,	J. H. Wilkinson—17.
John T. Gathright,	C. N. Lewis,	

Those who voted in the negative, were—

Cromwell Adair,	A. R. Clarke,	W. H. Frederick,
Alex. E. Adams,	Attila Cox,	R. G. Hays—8.
Albert S. Berry,	Charles D. Foote,	

Resolved, That the title of said bill be as aforesaid.

Mr. Blackburn moved to reconsider the vote by which the Senate had passed said bill.

Mr. Carpenter moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Halbert, from the Committee on Religion and Morals, to whom was recommitted a bill, entitled

A bill to amend the bastardy laws of the Commonwealth of Kentucky,

Reported the same with an amendment as a substitute therefor.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That in all bastardy cases now pending, or that may hereafter be instituted, in the courts of competent jurisdiction in this Commonwealth, charging a party with being the father of a child born out of wedlock, and the defendant in such suit leaves the State, or so conceals himself that process cannot be served upon him, may, by order of the court in which the suit is pending, be constructively served upon the return of the proper officer that the defendant is *said to be* a non-resident of the State, or has left the same, or so conceals himself that the process cannot be served, or upon affidavit of the mother of the child to the same effect; whereupon, after the lapse of twenty days from such constructive service, the trial shall proceed (each party being otherwise ready to try) to judgment as in other civil cases, and the judgment enforced out of any property the defendant may have, within the limits of this State, by ordinary execution or *fi. fa.*, in the name of the Commonwealth of Kentucky, for the benefit of the mother of the bastard, if the mother be living; if not, for the use of the child.

§ 2. *Be it further enacted*, That execution as aforesaid may issue on said judgment from time to time, on the motion of the mother or her representative or attorney, until the judgment is satisfied.

§ 3. *Be it further enacted*, That all laws or parts of laws in conflict with this act are hereby repealed.

Said proposed amendment reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That in all bastardy cases now pending, or that may hereafter be instituted in any of the courts having jurisdiction thereof in this Commonwealth, charging a party with being the father of a child born out of lawful wedlock, and the defendant in such proceeding shall leave the State, conceal himself, or become a non-resident, so that process cannot be served upon him, and the officer having the same shall make return thereon to that effect; or provided the mother of the child shall make and file an affidavit to that effect, the court in which the proceeding is pending shall

thereupon make, or cause to be made, upon the order-book of said court, a warning order, and appoint an attorney to defend for the defendant, as provided in other cases in the Civil Code of Practice; and in such action or proceeding the plaintiff may have an attachment against the property of the defendant similar to the general attachments provided for in chapter three of title eight of the Civil Code of Practice, without being required to give the bond therein required; and a lien shall be created on the property of the defendant by the levy of the attachment on the person holding or controlling his property.

§ 2. The court, after the defendant has been constructively summoned as aforesaid, may proceed to the trial of said defendant, as provided in chapter seven of the General Statutes, so far as the same shall apply; and in case of verdict and judgment for the plaintiff, the court shall make such orders for the sale of the attached property of the defendant, or so much thereof as may be necessary, and for the payment of the proceeds, as to the court shall deem right and proper for the satisfaction of said judgment.

§ 3. All laws and parts of laws in conflict with this act are hereby repealed.

§ 4. This act shall take effect from its passage.

Mr. Hill moved to amend said proposed substitute by adding to the next to the last section thereof the following, viz:

Provided, That before any sale shall be had under any proceedings instituted under this act, the plaintiff shall execute, before the clerk of the court in which the proceedings may be pending, bond with approved surety, conditioned as in other cases of bonds required by existing law subjecting the property of defendants under constructive summons.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Hays then moved to reconsider the vote by which the Senate had adopted said amendment.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken upon the adoption of the amendment proposed by Mr. Hill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Wilkinson, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	A. R. Clarke,	Sam. E. Hill,
Alex E. Adams,	Charles D. Foote,	P. P. Johnston,
Albert S. Berry,	W. H. Frederick,	R. I. McQuiddy,
Joseph Bertram,	John T. Gathright,	Thos. J. Megibben,
James Blackburn,	Henry George,	A. B. Montgomery,
J. H. Bruce,	C. W. Gilmore,	H. H. Skiles—19.
M. T. Carpenter,		

Those who voted in the negative, were—

George T. Edwards,	C. N. Lewis,	Ishmael H. Smith,
George T. Halbert,	T. J. McElrath,	J. H. Wilkinson—7.
R. G. Hays,		

Mr. Clarke then moved to amend said proposed amendment by striking out in the first section the words, " without being required to give the bond therein required."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Clarke and Bruce, were as follows, viz :

Those who voted in the affirmative, were—

Cromwell Adair,	Attila Cox,	P. P. Johnston,
Albert S. Berry,	Charles D. Foote,	C. N. Lewis,
Joseph Bertram,	W. H. Frederick,	T. J. McElrath,
James Blackburn,	John T. Gathright,	R. I. McQuiddy,
J. H. Bruce,	Henry George,	Thos. J. Megibben,
M. T. Carpenter,	C. W. Gilmore,	A B. Montgomery,
A. R. Clarke,	Samuel E. Hill,	H. H. Skiles—21.

Those who voted in the negative, were—

Geo. T. Edwards,	R. G. Hays,	J. H. Wilkinson—5.
George T. Halbert,	Ishmael H. Smith,	

The question was then taken on the adoption of the amendment proposed by the committee, as amended, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

An act to amend chapter 7 of the General Statutes, title " Bastardy."

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend chapter 95, General Statutes, title " Salaries."

The question pending being on the adoption of the amendment proposed by Mr. Foote on yesterday to the amendment proposed by Mr. Blackburn to said bill.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the amendment proposed by Mr. Blackburn on yesterday, and it was decided in the affirmative.

Mr. Gathright moved to reconsider the vote by which the Senate had adopted the amendment fixing the salary of the Common Pleas Judges at $1,500.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright then moved to amend said bill so as to fix the salary of the Common Pleas Judges at $2,400 per annum.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Gilmore, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Attila Cox,	P. P. Johnston,
Albert S. Berry,	Charles D. Foote,	T. J. McElrath,
Joseph Bertram,	W. H. Frederick,	R. I. McQuiddy
J. H. Bruce,	John T. Gathright,	Thos. J. Megibben,
M. T. Carpenter,	R. G. Hays,	A. B. Montgomery—16.
A. R. Clarke,		

Those who voted in the negative, were—

Alex. E. Adams,	Geo. T. Halbert,	H. H. Skiles,
James Blackburn,	Samuel E. Hill,	Ishmael H. Smith,
Henry George,	C. N. Lewis,	J. H. Wilkinson—11.
C. W. Gilmore,	W. O. Mize,	

Mr. Bruce then moved to reconsider the vote by which the Senate had adopted an amendment to said bill, fixing the salary of the Circuit Judges at $2,500.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston then moved to amend said amendment by striking out the words "twenty-five hundred" where they occur therein, and insert in lieu thereof the words "twenty-seven hundred."

And the question being taken thereon, it was decided in the negative.

Mr. Carpenter then moved to amend said amendment by striking out the words "twenty-five hundred," where they occur therein, and insert in lieu thereof the words "twenty-four hundred."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Halbert and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Attila Cox,	R. G. Hays,
Alex. E. Adams,	Geo. T. Edwards,	Samuel E. Hill,
Joseph Bertram,	W. H. Frederick,	A. B. Montgomery,
James Blackburn,	John T. Gathright,	H. H. Skiles,
J. H. Bruce,	Henry George,	Ishmael H. Smith,
M. T. Carpenter,	C. W. Gilmore,	J. H. Wilkinson—19.
A. R. Clarke,		

Those who voted in the negative, were—

George T. Halbert,	C. N. Lewis,	Thos. J. Megibben,
P. P. Johnston,	R. I. McQuiddy,	W. O. Mize—6.

Mr. Foote moved to reconsider the vote by which the Senate had adopted an amendment to said bill fixing the salary of the Judges of the Criminal Court at $1,500.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Clarke and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Attila Cox,	P. P. Johnston,
Albert S. Berry,	Charles D. Foote,	T. J. McElrath,
J. H. Bruce,	John T. Gathright,	R. I. McQuiddy,
A. R. Clarke,	R. G. Hays,	Thos. J. Megibben—12.

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	W. O. Mize,
Joseph Bertram,	C. W. Gilmore,	A. B. Montgomery,
James Blackburn,	Geo. T. Halbert,	H. H. Skiles,
M. T. Carpenter,	Sam. E. Hill,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson—15.

Mr. Foote moved to amend said bill by striking out of the first section thereof the words "Judge of the Common Pleas Court of Warren county, $1,000."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the amendment proposed by the committee as a substittute to said bill, and it was decided in the negative.

Mr. Clarke moved to reconsider the vote by which the Senate had rejected the amendment proposed by Mr. Foote to said bill, providing that this act shall not take effect until the expiration of the term of office of the present incumbents.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Clarke and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	T. J. McElrath,
Albert S. Berry,	John T. Gathright,	R. I. McQuiddy,
James Blackburn,	George T. Halbert,	Thos. J. Megibben,
A. R. Clarke,	R. G. Hays,	W. O. Mize,
Attila Cox,	P. P. Johnston,	A. B. Montgomery,
Charles D. Foote,	C. N Lewis,	H. H. Skiles—18.

Those who voted in the negative, were—

Cromwell Adair,	M. T. Carpenter,	Sam. E. Hill,
Joseph Bertram,	Geo. T. Edwards,	Ishmael H. Smith,
J. H. Bruce,	Henry George,	J. H. Wilkinson—9.

The question was then taken on the adoption of said amendment, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Clarke and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Charles D. Foote,	P. P. Johnston,
Albert S. Berry,	John T. Gathright,	R. I. McQuiddy,
A. R. Clarke,	George T. Halbert,	Thos. J. Megibben,
Attila Cox,	R. G. Hays,	W. O. Mize—12.

Those who voted in the negative were—

Cromwell Adair,	Geo. T. Edwards,	A. B. Montgomery,
Joseph Bertram,	Henry George,	H. H. Skiles,
James Blackburn,	Sam. E. Hill,	Ishmael H. Smith,
J. H. Bruce,	T. J. McElrath,	J. H. Wilkinson—13.
M. T. Carpenter,		

Mr. Clarke moved to amend the amendment heretofore adopted, fixing the salary of Criminal Court Judges at $1,500 per annum, by adding thereto the following, viz.

But the Criminal Judges now in office shall have $2,400 per annum until their terms of office expire.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Clarke and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Alex. E. Adams,	John T. Gathright,	T. J. McElrath,
Albert S. Berry,	George T. Halbert,	Thos. J. Megibben,

A. R. Clarke,	R. G. Hays,	W. O. Mize,
Attila Cox,	P. P. Johnston,	A. B. Montgomery—16.
Charles D. Foote,		

Those who voted in the negative, were—

Joseph Bertram,	Geo. T. Edwards,	H. H. Skiles,
James Blackburn,	Henry George,	Ishmael H. Smith,
J. H. Bruce,	C. W. Gilmore,	J. H. Wilkinson—11.
M. T. Carpenter,	Samuel E. Hill,	

Mr. Mize moved to amend said bill by adding thereto the following, viz:

Provided, Where not more than one fourth of the district of a Circuit Judge has a Common Pleas or Criminal Court, or both, his salary shall be $3,000 per annum, paid as it is now paid under the law.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. Carpenter moved to amend said bill by adding to the last section thereof the following, viz:

This act shall take effect as to Criminal Judges on and after August 1st, 1880.

Mr. Montgomery moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. Carpenter, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Geo. T. Edwards,	H. H. Skiles,
Joseph Bertram,	Henry George,	Ishmael H. Smith,
James Blackburn,	C. W. Gilmore,	J. H. Wilkinson—11.
M. T. Carpenter,	R. I. McQuiddy,	

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	C. N. Lewis,
J. H. Bruce,	George T. Halbert,	T. J. McElrath,
A. R. Clarke,	R. G. Hays,	Thos. J. Megibben,
Attila Cox,	Samuel E. Hill,	W. O. Mize,
Charles D. Foote,	Thomas Johnson,	A. B. Montgomery—15.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles viz:

An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company;

An act to prevent hunting in Boone county for a period of two years;

An act to repeal an act, entitled "An act to change a part of the eastern boundary of the town of Harrodsburg;"

An act to add a small section of Campbell county to the Highland district in said county;

An act to repeal an act, entitled "An act regulating defenses in actions of trespass in Carroll and Trimble counties;"

An act to protect birds in Bracken and Grant counties;

An act to define and fix the county line between the counties of Carter and Elliott, on the lands of W. T. Mobley;

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Morehead, in Rowan county;

An act requiring persons having claims against the counties of Magoffin, Floyd, Carter, Elliott, Menifee, Johnson, Fleming, Lincoln, Nicholas, Robertson, or Bath to file them ten days before the first day of their annual courts of claims;

An act to amend an act, entitled "An act to amend chapter 997 of the General Statutes," approved April 10, 1878, so as to apply the same to Graves, Campbell, and Hart counties;

An act for the benefit of Mary B. Young, of Metcalfe county;

An act to give the consent of the State of Kentucky to the acquisition by the United States of land in the city of Paducah for the construction of a custom-house, court-room, and post-office;

An act to amend the charter of the city of Lexington;

An act authorizing the trustees of the M. E. Church at Columbia to sell property;

An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and bordering on the Big Sandy and Licking rivers, and including the East and West Forks thereof, for the purpose of constructing canals, or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said rivers, and ceding jurisdiction over the

same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Masonic Temple Association, of Newport;

An act to regulate the proceedings in common law cases in the courts of the 12th, commonly known as the Covington, judicial district;

An act to authorize the Logan county court to levy and collect an additional tax;

An act to enable the court of claims of Christian county to create a sinking fund to redeem outstanding railroad bonds, and invest the same in stocks and bonds;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Foote—

1. A bill to regulate proceedings in the Kenton quarterly court.

On motion of same—

2. A bill to amend an act, entitled "An act to incorporate the Forest Hill Inclined Plane Railway Company, of Covington."

On motion of Mr. Berry—

3. A bill to prohibit the introduction and working of convicts from other States within the limits of this State.

On motion of Mr. Hays—

4. A bill to incorporate the Louisville Ice Company.

Ordered, That the Committee on Claims prepare and bring in the 1st and 2d; the Committee on General Statutes the 3d, and the Committee on Finance the 4th.

And then the Senate adjourned.

MONDAY, MARCH 29, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Robert Murphy, late sheriff of Pulaski county.

An act for the benefit of John M. Ready, of Garrard county.

An act for the benefit of the Vanceburg, Dry Run, and Kinnicoonick Turnpike Road Company, of Lewis county.

An act for the benefit of Wm. P. Taulbee, of Magoffin county.

An act for the benefit of Daniel Hager, of Johnson county, directing the Register of the Land Office to issue patent to him on a certain survey.

An act to establish a voting precinct at Chatham, Bracken county.

An act for the benefit of Loton M. Jones, of Caldwell county.

An act to prevent stock from running at large in district No. 4, Harrison county.

An act relating to the Hardinsburg and Cloverport Turnpike Road Company.

An act to legalize certain orders of the Breckinridge county court of claims made at its January term, 1880.

An act authorizing the purchase of grounds for Federal buildings in Owensboro, and ceding to the United States jurisdiction over the same.

An act for the benefit of C. M. Hanks, of Wolfe county.

An act to prohibit the county courts of Carter and Elliott from exonerating persons from the payment of taxes after the same have been paid to the sheriff.

An act changing the name of Buzzard Roost precinct, in Nicholas county.

An act for the benefit of the coroner of Taylor county.

An act for the benefit of J. C. Hayes, present sheriff of Hardin county.

An act to restore to the circuit courts in the 14th judicial district the jurisdiction taken from them by the act establishing a criminal court in said district, approved March 13, 1876.

An act for the benefit of school district No. 6, in Woodford county.

An act for the benefit of Mrs. Sarah A. Baird, of Spencer county.

An act for the benefit of the administrator of H. B. Dobyns, deceased.

An act for the benefit of common school districts Nos. 34, 46, and 54, in Breckinridge county.

An act to protect birds in Clark, Fleming, and Montgomery counties.

An act to extend the provisions of an act, entitled "An act for the benefit of Rebecca McCarty, of Whitley county," approved March 13th, 1878.

An act for the benefit of Riley Branham, tax assessor for Carter county.

An act for the benefit of J. W. Penney, of Mercer county.

An act for the benefit of Jerre Carroll, of Kenton county.

An act for the benefit of W. H. Able, late sheriff of Jefferson county.

An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Bachelor's Rest, in Pendleton county.

An act to amend the act, entitled "An act to incorporate the Scuffletown Fence Company," approved March 21st, 1872.

An act requiring the county judges of Carter and Elliott counties to submit the local option question to any civil district, &c.

An act empowering Louisa Eskridge to act as a *feme sole*.

An act to amend an act for the benefit of J. W., P. A., and W. H. Cook and Henry Smith, of Warren county.

An act for the relief of James T. DeMoss, sheriff of Oldham county.

An act to exempt retail druggists and pharmaceutists from serving on juries.

An act to prevent the destruction of cane in the Ohio and Mississippi river bottoms, in Ballard county.

An act to incorporate the Union Benevolent Society, No. 2, of Owensboro.

An act to incorporate the Newport Light Company.

An act to amend an act, entitled "An act to incorporate the town of Hammonville, in Hart county," approved March 6th, 1878, and the amendments thereto.

An act to authorize and empower the Grayson county court to refund the outstanding railroad bonded debt of Grayson county.

An act to empower the Menifee and Bath county courts to settle the claims of Bath county against that part of Menifee taken from Bath, growing out of the bonds issued by Bath county to the Lexington and Big Sandy Railroad, and to enable the Menifee county court to collect taxes or issue bonds to pay the same.

An act to amend an act, entitled "An act to incorporate the Polytechnic Society of Kentucky;"

An act to repeal an act, entitled "An act for the protection and propagation of food-fishes in the waters of the State of Kentucky," so far as it applies to Tennessee river, in Calloway county.

An act to incorporate the Christian County Agricultural and Mechanical Association of Colored People.

An act for the benefit of the Louisville Water Company.

An act to amend an act, entitled "An act to relieve W. T. Grundy from the disabilities of an infant," approved January 30th, 1880, chapter 106.

An act to provide for the collection of the revenue of Taylor county, and fixing the time to pay the same into the Treasury.

An act to extend the limits of the town of Parksville, Boyle county.

An act to transfer any interest the Commonwealth of Kentucky has in the estate of Joseph Willings to Sarah Royster, of Pulaski county.

An act to charter the town of Ewing, in Fleming county, Kentucky.

An act for the benefit of Taylor county.

An act in relation to the Chicago, St. Louis and New Orleans Railroad Company, and incorporating said company.

An act to incorporate the Deposit Bank of Northeastern Kentucky, of Grayson.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act for the benefit of the Central Kentucky Camp Meeting Association of the Methodist Episcopal Church, situate in Boyle county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act authorizing the Adjutant General of the State to furnish small arms and equipments, not exceeding sixty stand of arms, to the Graded and Military Public School of Harrodsburg.

An act for the benefit of Ernest Tyler, of Shelby county.

An act to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments," and to re-enact section 5 of article 29 of chapter 29 of the General Statutes.

An act to incorporate the Bonanza Bridge Company of Kentucky.

An act for the benefit of Timothy Ford, of Garrard county.

An act to charter the Cumberland River Railway, Mining, and Manufacturing Company.

An act to amend an act, entitled "An act to incorporate the Mechanics' Building and Loan Association, of Lexington."

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act for the benefit of Ed. Thomas, circuit court and late county court clerk of Grayson county.

2. An act to establish a magisterial and justices' district in Hart county, known as Waterloo district.

3. An act for the benefit of John Ireland, of Woodford county.

4. An act to amend an act, entitled "An act to charter the Payne's Depot and Mt. Vernon Turnpike Road Company," approved March 16th, 1870.

5. An act for the benefit of J. Allen, of Bath county.

6. An act to amend the charter of the town of Williamstown.

7. An act to prevent trespass by cattle in Grant cnunty.

8. An act to alter and amend section 8, article 5, chapter 92, General Statutes, title "Revenue and Taxation."

9. An act to amend the charter of the town of Berryville, and change the name thereof.

10. An act to amend an act, entitled "An act to amend an act giving the trustees of common school district in Catlettsburg the right to levy a tax for two years to build a school-house in said district, approved March 5th, 1872, and to establish a public school in the town of Catlettsburg, approved March 16th, 1873."

11. An act to amend section 435 of chapter 3, title 10, of the Civil Code of Practice, as to giving bond by legatees or distributees before receiving his legacy or distributable share.

12. An act for the benefit of the homeless and friendless of the city of Covington and vicinity.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 5th, and 7th to the Committee on Propositions and Grievances; the 2d and 6th to the Committee on the Judiciary; the 4th to the Committee on Internal Improvement; the 8th to the Committee on General Statutes; the 9th to the Committee on Agriculture and Manufactures; the 10th to the Committee on Education; the 11th to the Committee on Codes of Practice, and the 12th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. P. P. Johnston moved to reconsider the vote by which the Senate had passed a bill, entitled

An act to amend chapter 95, General Statutes, title "Salaries."

And the question being taken thereon, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as that also ordering it to be read a third time, being reconsidered,

Mr. P. P. Johnston moved the following proviso as an amendment to said bill, viz:

Provided, The reduction in the salary of the office of the Assistant Secretary of State shall not take effect until the expiration of the term of the present Executive.

And the question being taken thereon, it was decided in the affirmative.

Mr. Blackburn then moved to amend said bill by providing that the second clerkship in the Register's Office be abolished after the expiration of the present term.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to empower the Pendleton county court to borrow money for bridge purposes,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Clarke moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to authorize the Franklin county court to issue bonds for the aid of turnpike roads and other purposes,"

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. McQuiddy moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 29th, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

R. W. Meredith, Jefferson county.
Robert C. Kinkead, Jefferson county.
J. G. Hamilton, Kenton county.
H. N. Haldsworth, Caldwell county.
T. A. Lyon, Jefferson county.

LUKE P. BLACKBURN, *Governor*.

Resolved, That the Senate advise and consent to said nominations.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Wilkinson, from the Committee on Codes of Practice—

A bill to amend chapter 28, article 13, section 16, General Statutes, title "County Judges."

By Mr. Cox, from the Committee on Banks and Insurance—

A bill to incorporate the North Kentucky Fire Insurance Company.

By same—

A bill to incorporate the Owenton Building and Savings Association.

By same—

A bill authorizing the appointment of commissioners to ascertain and re-mark the line between the counties of Woodford and Jessamine.

By Mr. Adair, from the Committee on Appropriations—

A bill to change the time of holding the Henderson county court.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend section 2 of article 6 of chapter 62 of the General Statutes.

By Mr. Gathright, from the Committee on Internal Improvement—

A bill authorizing the improvement of the Fountain Ferry Road, in Jefferson county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to regulate criminal and civil procedure in the 10th judicial district.

By Mr. Skiles, from the Committee on the Judiciary—

A bill to incorporate the Kentucky Union Mining and Manufacturing Company.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend the General Statutes, subject "Revenue and Taxation."

By Mr. Berry, from the Committee on General Statutes—

A bill to prohibit the introduction or working of convicts from other States within the limits of this State.

By Mr. Wilkinson, from the Committee on Codes of Practice—

A bill to amend subsection 2, section 550, of the Civil Code of Practice.

By Mr. Carpenter, from the Committee on General Statutes—

A bill to provide a remedy for owners of sheep and other live stock against the owners of dogs that engage in worrying or killing sheep and other stock.

By Mr. Cox, from the Committee on Sinking Fund—

A bill to amend an act, entitled "An act to empower the Gallatin county court to take stock in said county," approved March 10th, 1880.

By Mr. Carpenter, from the Committee on General Statutes—

A bill for the benefit of James McCandless, of Pendleton county.

By Mr. McQuiddy, from the Committee on Courts of Justice—

A bill for the punishment of the crime of abortion in this Commonwealth.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the first named bill was ordered to be placed in the orders of the day; the next to the last named bill was committed to the Committee on Claims; the last was recommitted to the Committee on Courts of Justice, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Mize, from the Committee on Claims, to whom was referred a joint resolution, entitled

Resolution for the benefit of Richard Carr, of Indiana,

Reported the same without amendment.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

Resolved, That the title of said resolution be as aforesaid.

Mr. Adair, from the Committee on Appropriations, reported a bill, entitled

A bill for the benefit of St. Vincent's Academy, in Union county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of one hundred and six dollars and ninety-four cents be, and it is hereby, appropriated to St. Vincent's Academy, a female college and seminary of learning in Union county, to reimburse said institution the amount of revenue taxes paid by it in the years 1874, 1875, 1876, 1877, and 1878, to be paid out of any moneys in the Treasury not otherwise appropriated.

§ 2. The Auditor will draw his warrant on the Treasurer in favor of said institution for said amount.

§ 3. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were--

Cromwell Adair,	Attila Cox,	C. N. Lewis,
Alex. E. Adams,	W. H. Frederick,	R. I. McQuiddy,
Albert S. Berry,	John T. Gathright,	W. O. Mize,
Joseph Bertram,	Henry George,	H. H. Skiles,
James Blackburn,	C. W. Gilmore,	Ishmael H. Smith,
J. H. Bruce,	R. G. Hays,	J. H. Wilkinson,
M. T. Carpenter,	P. P. Johnston,	A. H. Willingham—22.
A. R. Clarke,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill for the benefit of W. C. Kennedy.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time as follows, viz:

WHEREAS, Certain improved real estate in the city of Louisville, Jefferson county, Kentucky, listed in the name of Andrew McKinley, was returned as delinquent for State taxes to the Auditor, who caused a sale to be made of said property on the 6th day of April, 1874, to raise the amount returned as due on said property, and W. C. Kennedy became the purchaser thereof, at said sale, for the sum of $834 36, the amount of said delinquent tax and costs, which sum he paid, and the same was received by the Auditor and covered into the Treasury of the State; and whereas, thereafter, in an action in the Louisville Chancery Court, No. 27,572, McKinley, &c., vs. McKinley, &c., the legality of said tax was litigated by the McKinleys and defended by said Kennedy, who was represented by able and experienced counsel, yet, after due investigation, it was considered by the court that the tax so levied and paid into the Treasury by said Kennedy, and for which said property was sold, was in part illegally assessed, and that Kennedy acquired no interest in the land, nor had he or the State any claim on McKinley or the property for the said taxes, because of the illegal assessment and sale, to the extent of ($550 00) five hundred and fifty dollars of the amount so paid into the Treasury by said Kennedy; and whereas, said Kennedy, prior to the said litigation concerning the legality of the assessment, had received from a fund in court of said McKinley the full amount paid by him at said sale, but after said decree was, by rule, compelled to pay back to the said McKinley said sum of $550 00, which he did on the 28th of

March, 1878; and whereas, the Treasury of the State has said money so illegally collected and received from said Kennedy; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor be, and he is hereby, directed to draw his warrant upon the Treasurer of this State in favor of W. C. Kennedy, of Louisville, Jefferson county, Kentucky, for the sum of ($615 00) six hundred and fifteen dollars, being full amount of said illegal tax paid into the Treasury by said Kennedy and received by the State, with interest; the acceptance by said Kennedy of said warrant shall be in full discharge to said State because of any claim he may have against the State arising from the payment by him set forth in the preamble to this act.

§ 2. This act shall take effect and be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Attila Cox,	C. N. Lewis,
Alex. E. Adams,	W. H. Frederick,	R. I. McQuiddy,
Albert S. Berry,	John T. Gathright,	W. O. Mize,
James Blackburn,	Henry George,	H. H. Skiles,
J. H. Bruce,	C. W. Gilmore,	Ishmael H. Smith,
M. T. Carpenter,	R. G. Hays,	J. H. Wilkinson,
A. R. Clarke,	P. P. Johnston,	A. H. Willingham—21.

In the negative—Geo. T. Halbert—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Hays moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. Gathright, from the Committee on Charitable Institutions, reported a bill, entitled

A bill to provide for the grading and paving and making an appropriation for improving Frankfort avenue, in the city of Louisville.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That for the purpose of paying for so much of the grading, curbing, and paving of the sidewalk, and for the grading and paving of so much of the carriage way of Frankfort avenue, in front of the Blind Asylum property, in the city of Louisville, as would be apportioned against said Blind Asylum property under the provisions of the charter of the

city of Louisville, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of two thousand six hundred and twenty dollars and twenty cents; and when said sidewalk and avenue, including all that part west of the Asylum grounds, shall have been improved, under an ordinance and contract, and said work received by the General Council of the city of Louisville, the Auditor shall draw his warrant on the Treasurer for the amount so apportioned against said Blind Asylum property, not, however, to exceed the amount above appropriated: *Provided*, The Commissioners of said Asylum shall have notice of the time and place of the opening of the bids for the grading and paving of said avenue, and no contract shall be binding against said Blind Asylum until approved by the Board of Commissioners: *And provided further*, That said Board of Commissioners shall have, and they are hereby given, authority to have said street or avenue graded and paved as herein contemplated, in accordance with the charter and general ordinance of the city of Louisville; and when so graded and paved, the chairman of the board of commissioners shall, by direction of the board, notify the Auditor, when he shall draw his warrant for the amount necessary to pay for said work, provided it does not exceed the amount named.

§ 2. This act shall take effect and be in force when all the carriageway and sidewalk on said avenue west of, and including the grounds of the Blind Asylum, shall have been improved as herein provided, and not until then.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Attila Cox,	C. W. Gilmore,
J. H. Bruce,	W. H. Frederick,	R. G. Hays,
M. T. Carpenter,	John T. Gathright,	P. P. Johnston—10.
A. R. Clarke,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	Ishmael H. Smith,
Alex. E. Adams,	C. N. Lewis,	J. H. Wilkinson,
Albert S. Berry,	H. H. Skiles,	A. H. Willingham—10.
Joseph Bertram,		

So said bill was rejected.

Mr. Skiles then moved to reconsider the vote by which the Senate had rejected said bill,

Which motion was simply entered.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Coal Road Construction Company.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend the charter of the city of Louisville.

Mr. Gathright moved the following amendment to said bill:

Amend by adding the following:

§ 7. This act shall take effect and be in force when a majority of the voters of the city of Louisville shall vote therefor at an election to be held for that purpose. Said election shall be ordered by ordinance of the General Council, approved by the Mayor, and published not less than two weeks in two English and one German daily paper published in said city. At said election each voter shall be asked the question: "Are you for or against issuing bonds to pay the floating debt?" and the clerk shall record his vote accordingly in a column for that purpose upon the poll-books.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gathright and Hays, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	George T. Halbert,	R. I. McQuiddy,
John T. Gathright,	C. N. Lewis,	J. H. Wilkinson—7.
Henry George,		

Those who voted in the negative were—

Cromwell Adair,	M. T. Carpenter,	R. G. Hays,
Alex. E. Adams,	A. R. Clarke,	P. P. Johnston,
Albert S. Berry,	Attila Cox,	D. G. Mitchell,
Joseph Bertram,	W. H. Frederick,	W. O. Mize,
J. H. Bruce,	C. W. Gilmore,	H. H. Skiles—15.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Sinking Fund of the city of Louisville be, and is hereby, charged with the payment of the floating debt of said city existing on the first day of January, 1879; and that for the purpose of paying the same the General Council of said city is hereby authorized and directed to cause to be issued one million dollars ($1,000,000) of coupon bonds of said city. These bonds shall bear interest from their date at the rate of five per cent. per annum, payable semi-annually, and the principal thereof be payable at any period to be fixed in the ordinance, not exceeding forty years from their date. One half of said bonds shall be issued so that they may be called in and paid off at any time after ten years from their date, and the other half at any time after twenty years from their date. In order to provide for the payment of the

principal and interest of said bonds as they respectively fall due, the General Council of said city is hereby authorized and directed to levy, annually, and cause to be collected, a tax of ten cents on each $100 worth of property, real, personal, and mixed, money, choses in action, bonds, stocks, and evidences of debt in said city subject to taxation under the revenue laws of the State of Kentucky; and the authority and direction to levy and collect said tax shall continue for the purpose aforesaid so long as it may be necessary to pay the principal and interest of said bonds. The said tax, when collected, shall be paid into the treasury of said Sinking Fund.

§ 2. That said bonds shall be delivered by the Mayor to the Commissioners of the Sinking Fund, who shall hold the same as the property of the Sinking Fund, and have the right of a *bona fide* holder, and may, from time to time, as they may deem advisable, sell and dispose of the same.

§ 3. That the proceeds of the taxes assessed and levied by the city of Louisville prior to the year 1879, except the taxes levied for the benefit of the public schools and house of refuge, as the same may hereafter be collected, shall be paid into the Sinking Fund, and shall be held and applied to the payment of the bonded debt of said city.

§ 4. That the General Council of said city shall, for the purpose of providing for the payment of the principal and interest of the bonds issued by said city to the Elizabethtown and Paducah Railroad Company, dated October 1, 1868, and the bonds issued to the same company, dated January 1, 1873, and the bonds issued to the Louisville, New Albany, and St. Louis Air-line Railway Company, dated September 1, 1871, continue to levy, annually, and cause to be collected, a tax of thirty (30) cents on each $100 worth of property, real, personal, and mixed, money, choses in action, bonds, stocks, and evidences of debt in said city subject to taxation under the revenue laws of the State of Kentucky; and said levy shall continue to be made so long as it may be necessary to pay the principal and interest of said bonds. Said taxes, when collected, shall be paid into the Sinking Fund of said city, and said Sinking Fund shall, with said taxes and other resources, pay the aforesaid bonds.

§ 5. That the bonds authorized to be issued by this act, and all other bonds of said city for which the city is primarily liable, shall be a charge on the Sinking Fund of said city.

§ 6. That nothing in this act shall repeal the authority which the city of Louisville has to levy and collect taxes to pay the principal and interest of the bonds herein charged on the Sinking Fund, should said taxes be necessary to pay same.

§ 7. This act to take effect from and after its passage.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Mize, from the Committee on Claims, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of S. B. Reese, of Knox county,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

The Senate took up for consideration the amendments proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to regulate the fees and salaries of certain public officers.

On motion of Mr. Hays,

Ordered, That said bill and proposed amendments be printed, and referred to the Committee on General Statutes, with instructions to report thereon on Thursday next, April 1st, at 11 o'clock, A. M.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on General Statutes—

An act to prohibit stock from running at large on the Bloomfield and Chaplin Turnpike Road, in Nelson county.

By same—

An act to incorporate the Chaplin and Anderson County Turnpike Road Company.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to empower and authorize the county court of Hancock county to borrow money for the purpose of building and repairing bridges.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to incorporate the Paducah Fair and Jockey Club Association.

By Mr. Mize, from the Committee on Claims—

An act for the benefit of John L. Hugins, late sheriff of Breathitt county.

By Mr. Cox, from the Committee on Banks and Insurance—

An act to incorporate the Bank of Williamstown.

By same—

An act to amend an act to establish the People's Bank.

By Mr. Adair, from the Committee on General Statutes—

An act to authorize the Cumberland county court to levy an ad valorem tax for county purposes.

By Mr. Carpenter, from same committee—

An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Williamsburg, in Whitley county."

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act incorporating the Supreme Council of the Catholic Knights of America.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of B. F. Nolen, late sheriff of Harlan county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to authorize the city of Dayton, in Campell county, to issue bonds and fund her present indebtedness.

By Mr. Cox, from the Committee on Internal Improvement—

An act to incorporate the California and Tibbatt's Cross-roads Turnpike Company, in Campbell county.

By Mr. Gathright, from same committee—

An act for the benefit of the Sulphur Well branch of the Nicholasville and Kentucky River Turnpike Road Company.

By same—

An act to amend the charter of the Mortonsville and Lexington Turnpike Road Company, approved January 14th, 1860.

By same—

An act to incorporate the Hustonville and Liberty Telephone Company.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act, entitled "An act for the benefit of the trustees of the town of Danville in respect to locating repair-shops of the Cincinnati Railway."

By Mr. Mize, from the Committee on Claims—

An act for the benefit of Anton Ehret.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act for the benefit of Benjamin Gratz Park, of Lexington."

By Mr. Mize, from the Committee on Claims—

An act for the benefit of John D. Strong, of Breathitt county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the New Liberty and Sparta Turnpike Road Company, in Owen county.

By Mr. Cox, from the Committee on Banks and Insurance—

An act to continue and extend the charter of the Franklin Insurance Company of Louisville, and to amend said charter.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Lebanon and Bradsfordsville Turnpike Road Company.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act in relation to the county levy and ad valorem tax in Boyd county, and legalizing the action of the court of levy of January, 1880.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend the charter of Louisa, Lawrence county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to incorporate the town of Three Forks, in Warren county.

By Mr. Cox, from the Committee on Banks and Insurance—

An act to amend an act, entitled "An act to authorize the Louisville Insurance Company, the Franklin Insurance Company, and the Union Insurance Company, all of Louisville, Kentucky, to do a general fire and marine insurance business, under the name and style of the Louisville Underwriters," approved February 20, 1878.

By Mr. Clarke, from the Committee on Courts of Justice—

An act requiring notice to be given of motions for the allowance of certain claims, and of the erection of public works by the county court of Lyon county.

By same—

An act to authorize the Lyon county court to sell delinquent tax lists by its clerk, and prescribing his duties in relation thereto.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to incorporate Princeton Lodge, No. 685, Knights of Honor.

By Mr. Wilkinson, from same committee—

An act to render valid certain proceedings of the Caldwell county court.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to incorporate Bardly Lodge, No. 390, Free and Accepted Masons.

By Mr. Adair, from the Committee on General Statutes—

An act for the benefit of Isham Cottingham, of Henderson county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Campbell Turnpike Road Company.

By Mr. Halbert, from the Committee on the Judiciary—

An act authorizing the county court of Spencer county to increase the county levy.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Sugar Creek and Watt's Mill Turnpike Road Company.

By Mr. Frederick, from the Committee on Religion and Morals—

An act to prevent the sale of spirituous, vinous, or malt liquors, or any mixture thereof, within one and a half miles of Hinton Station, in Scott county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to incorporate the Danville Gas-light Company," approved February 7th, 1874.

By Mr. Frederick, from the Committee on Propositions and Grievances—

An act to prevent the sale of spirituous, vinous, and malt liquors within two miles of Bagdad, Shelby county.

By same—

An act to amend an act relating to opening and repairing roads in Boone county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to provide for deduction of time from the terms of sentence of prisoners confined in the city work-house of Louisville.

By Mr. Mize, from the Committee on Claims—

An act for the benefit of Joe Curry and Jack Curry, of Fulton county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act amending the charter of the city of Columbus, Kentucky, approved March 6th, 1869, to facilitate the collection of taxes.

By Mr. Halbert, from same committee—

An act to establish a road law for the county of Boyd.

By Mr. Carpenter, from same committee—

An act to incorporate the Mill Springs National Cemetery Decoration Society, of Pulaski county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to authorize the building of turnpike roads in Pendleton county.

By Mr. Bertram, from the Committee on General Statutes—

An act to authorize the Fulton county court to sell the delinquent tax-lists of county levy belonging to Fulton county, and to authorize the person or persons buying the same to collect the taxes due thereon.

By Mr. Carpenter, from same committee—

An act to amend an act and reduce into one the several acts in regard to the city of Lebanon.

By Mr. Adair, from same committee—

An act to incorporate the Voigt Patent Water-wheel Company.

By Mr. Hays, from the Committee on Finance—

An act to regulate the collection of taxes in Whitley county for county purposes.

With amendments to the last five named bills.

Which were adopted.

Ordered, That said bills, the last five as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the Senate adjourned.

TUESDAY, MARCH 30, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the city of Louisville.

An act to amend subsection 2 of section 1, article 4, chapter 12, of the General Statutes.

An act to incorporate the Southern Bank of Kentucky.

An act to incorporate the town of Livingston, Rockcastle county.

An act to amend an act authorizing the judge of the Hart county court to appoint a clerk for the Hart quarterly court, approved February 10th, 1880.

An act in regard to the election of surveyor of the county of Jefferson.

An act to amend an act, entitled "An act for the benefit of Hardin county."

An act to provide for the transfer of cases from the docket of the criminal court of the 11th judicial district to the docket of the circuit court.

An act to legalize the actions of the treasurer of the sinking fund commissioners of Hardin county in lending out the money arising from the sale of said county's stock in the Louisville and Nashville Railroad Company.

An act to amend an act, entitled "An act to authorize the trustees of common school district No. 50, in Monroe county, to levy and collect a tax for the erection of school buildings," approved April 9th, 1878.

An act for the benefit of common school district No. 53, in Hopkins county.

An act to amend the charter of the Russellville District Turnpike Road Company, and the act amendatory thereto.

An act for the benefit of M. Rice, common school commissioner of Hopkins county.

An act to define certain property exempted from the payment of debt.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to regulate the collection of taxes in Whitley county for county purposes.

That they had refused to concur in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to prevent stock from running at large in the counties of Washington, Marion, and Taylor.

That they had passed bills of the following titles, viz:

1. An act to amend the charter of the city of Louisville.

2. An act for the benefit of L. D. Combs, jailer of Perry county.

3. An act for the benefit of D. C. Skidmore, jailer of Harlan county.

4. An act to authorize the sale of certain old iron, remnants of Green river bridge at Rio, Hart county.

5. An act to amend an act, entitled "An act to authorize the city of Henderson to issue bonds and fund her present indebtedness."

6. An act to incorporate the Owensboro and Buzzard Roost Gravel Road Company, of Daviess county.

7. An act to amend the charter of the city of Dayton, in Campbell county.

8. An act authorizing the Auditor of Public Accounts to appoint collectors of the revenue under certain contingencies.

9. An act to make seduction of any unmarried female of good repute under twenty-one years of age, with illicit connection under promise of marriage, a felony.

10. An act to amend article 6, chapter 92, of the General Statutes.

11. An act to amend section 2, article 4, chapter 62, of the General Statutes.

12. An act to amend section 17, article 4, chapter 52, of the General Statutes.

13. An act to amend the revenue laws as to assessors' forms.

14. An act to amend section 3, article 4, chapter 5, General Statutes, title "Attorneys."

15. An act to amend section 3, article 7, chapter 28, title "Courts."

16. An act to amend an act, entitled "An act to incorporate the Cynthiana Graded City School," approved April 5, 1878.

17. An act to allow the voters of Ballard county to vote on the question of removing the county seat of Ballard county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 4th, 7th, and 8th to the Committee on Codes of Practice; the 5th, 9th, 10th, 11th, 12th, 13th, 14th, and 15th to the Committee on General Statutes; the 16th to the Committee on Education, and the 17th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following petition was presented, viz:

By Mr. Willingham—

The petition of sundry citizens of Dixon, in Webster county, praying the passage of an act allowing the trustees of said town to grant coffee-house license.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to incorporate the Kentucky Hemp Producers' Association.

By Mr. Mize, from the Committee on Internal Improvement—

A bill to authorize the Morgan county court to levy a poll and ad valorem tax for road and bridge purposes.

By Mr. Blackburn from the Committee on Propositions and Grievances—

A bill to amend an act, entitled "An act to amend the charter of the town of Elizabethtown," approved March 18th, 1876.

By Mr. Carpenter, from the Committee on General Statutes—

A bill to amend section 1, article 6, chapter 41, General Statutes.

By Mr. Mize, from the Committe on Claims—

A bill for the benefit of F. G. Mitchell, sheriff of Allen county.

By Mr. Foote, from same committee—

A bill to amend an act, entitled "An act to incorporate the Forest Hill Inclined Plane Railway Company, of Covington."

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Masonic Temple Association of Newport.

An act to enable the court of claims of Christian county to create a sinking fund to redeem outstanding railroad bonds, and invest the same in stocks and bonds

An act to authorize the Logan county court to levy and collect an ad valorem tax,

An act to regulate the proceedings in common law cases in the courts of the 12th, commonly known as the Covington, judicial district.

An act to amend the charter of the city of Louisville.

An act to define the duties of sheriffs in certain cases.

Mr. Mize, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of J. O. Carson, M. D.,

Reported the same with an amendment.

Which was adopted.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed

to draw his warrant on the Treasurer for ($90) ninety dollars, to be paid out of any moneys not otherwise appropriated.

§ 2. This act to take effect and be in force from and after its passage.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Skiles and Hays, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Henry George,	R. I. McQuiddy,
J. H. Bruce,	C. W. Gilmore,	Thos. J. Megibben,
A. R. Clarke,	George T. Halbert,	D. G. Mitchell,
Attila Cox,	R. G. Hays,	W. O. Mize,
Charles D. Foote,	Thomas Johnson,	David R. Murray,
W. H. Frederick,	P. P. Johnston,	H. H. Skiles—20.
John T. Gathright,	C. N. Lewis,	

Those who voted in the negative, were—

Cromwell Adair,	M. T. Carpenter,	Ishmael H. Smith,
Joseph Bertram,	A B. Montgomery,	A. H. Willingham—6.

Resolved, That the title of said bill be as aforesaid.

On motion of Mr. Adams, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, entitled

An act to amend section 2 of article 6 of chapter 62 of the General Statutes.

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Mr. Adams moved to reconsider the vote by which the Senate had passed said bill.

And the question being taken thereon, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as also that ordering it to be read a third time, were reconsidered.

Mr. Adams moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill to amend article 5, chapter 106, General Statutes.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be recommitted to the Committee on General Statutes.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, of the following title, viz:

An act to define the duties of sheriffs in certain cases.

With an amendment thereto.

Which was taken up, twice read, and concurred in.

The Senate, according to order, took up for consideration a bill, entitled

A bill in relation to the Capitol grounds.

Mr. McQuiddy moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives to the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, malt, or vinous liquors in Glasgow, and within one mile of the boundary thereof."

On motion of Mr. Smith,

Ordered, That said bill and amendments be referred to the Committee on Religion and Morals.

Mr. P. P. Johnston read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the State Geological Survey be, and they are hereby, instructed to reserve for, and furnish on application as far as they can to,

the Agricultural and Mechanical College of Kentucky, duplicates of all specimens in the State collections, or which they may hereafter get.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill for the benefit of petit jurors in criminal cases.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Murray moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act providing for a tax to assist in building turnpike roads in Kenton county,

Reported the same without amendment.

Mr. Cox moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had passed a bill, entitled

An act to amend chapter 62, General Statutes.

And the question being taken on reconsidering the vote by which the Senate had passed said bill, it was decided in the affirmative.

Mr. Blackburn then moved to recommit said bill to the Committee on General Statutes.

And the question being taken thereon, it was decided in the affirmative:

The yeas and nays being required thereon by Messrs. Berry and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	D. G. Mitchell,
Alex. E. Adams,	Henry George,	W. O. Mize,
Joseph Bertram,	P. P. Johnston,	A. B. Montgomery,
James Blackburn,	C. N. Lewis,	David R. Murray,
J. H. Bruce,	R. I McQuiddy,	J. H. Wilkinson,
M. T. Carpenter,	Thos. J. Megibben,	A. H. Willingham—19.
A. R. Clarke,		

Those who voted in the negative, were—

Albert S. Berry,	C. W. Gilmore,	Thomas Johnson,
Attila Cox,	George T. Halbert,	Ishmael H. Smith—8.
W. H. Frederick,	R. G. Hays,	

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act authorizing the Ashland and Catlettsburg Turnpike Road Company, by contract, to grant rights of way for railroads across or upon its road in Boyd county.

By Mr. Cox, from the Committee on Banks and Insurance—

An act to amend an act incorporating the North Middletown Deposit Bank.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to provide for the reformation of a certain class of prostitutes in the city of Louisville.

By same—

An act to incorporate the Jacob Street Tabernacle of the African M. E. Zion Church of America at Louisville.

By Mr. Cox, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act relating to opening and repairing roads in Boone county," approved March 6th, 1878.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend section 30, article 1, chapter 94, General Statutes.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to incorporate the town of Tyrone, in Anderson county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Oddville and Stony Point Turnpike Road, in Harrison county.

By same—

An act relating to, and for the benefit of, the Carlisle and Sharpsburg Turnpike Road Company.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to authorize E. S. Craig, late judge of the city court of Louisville, to sign the orders of said court for the years 1867 and 1868.

By Mr. Adair, from the Committee on General Statutes—

An act to legalize certain orders and acts of the board of trustees, and certain licenses granted by the clerk of the board of trustees of the town of Frenchburg, Menifee county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to incorporate the Glasgow Grangers' Mutual Benefit Society."

By Mr. Montgomery, from the Committee on the Judiciary—

An act to amend an act, entitled "An act for the benefit of the tax-payers of Lyon county," approved February 6th, 1878.

By Mr. Willingham, from the Committee on Agriculture and Manufactures—

An act to incorporate the Ohio County Fair Company.

By same—

An act to charter Grange 1183, in Monroe county.

By Mr. Cox, from the Committee on Banks and Insurance—

An act for the benefit of the Exchange Bank of Kentucky.

By Mr. Mize, from the Committee on Propositions and Grievances—

An act for the benefit of H. G. Hurt.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to incorporate the Palace Hotel Company, of the city of Louisville.

By Mr. Halbert, from the Committee on Education—

An act to amend the charter of the town of Ludlow, Kentucky.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prevent the sale of spirituous, vinous, and malt liquors within the Clayvillage voting precinct, of Shelby county.

By same—

An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of Antioch and Shiloh Churches, in Grant county.

By same—

An act to empower and authorize the members of Palmyra Christian Church, in Henry county, to sell, dispose of, and convey said property.

By same—

An act to prevent the retailing of spirituous, vinous, or malt liquors in quantities less than ten gallons within one mile of the Lewisburg Institute, in Mason county.

By same—

An act to prohibit the sale of spirituous liquors at or near Persimmon Grove.

By Mr. Wilkinson, from the Committee on Codes of Practice—

An act to amend the charter of the town of Hiseville, Barren county.

By Mr. P. P. Johnston, from same committee—

An act to repeal all acts and parts of acts so far as the same authorize the county of Fayette hereafter to subscribe stock in railroad companies.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the Columbus and Tennessee River Railroad Company.

By Mr. Cox, from the Committee on Internal Improvement—

An act to incorporate the Winchester, Ruckersville, and Vienna Turnpike Road Company, in Clark county.

With amendments to the last four named bills.

Which were adopted.

Ordered, That said bills, the last four as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles viz:

An act for the benefit of W. M. Wallis, of Trigg county;

An act to change the county lines of Pike and Martin counties on the lands of Benjamin Taylor;

An act to authorize the Shelby Railroad Company to issue and sell its mortgage bonds to pay its present bonded debt;

An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved February 16th, 1880, chapter 220;

An act to authorize the county court of Bourbon county to pay J. E. Patton, circuit clerk of said county, and clerk of the Bourbon

court of common pleas, for continuing general index and cross-index to suits off the docket in said courts;

An act to establish the county line between Cumberland and Monroe counties;

An act for the benefit of W. H. Perkins, late sheriff of Daviess county;

An act to declare Wylie's branch, in Johnson county, a navigable stream;

An act for the benefit of H. Clay Wallis, of Lyon county;

An act to prevent certain kinds of stock from running at large in Simpson county;

An act to amend the charter of the city of Hopkinsville;

An act to incorporate the Park Railway Company of the city of Paducah;

An act to amend the charter of the Kentucky Masonic Mutual Life Insurance Company;

An act to prohibit stock from running at large in Hancock county;

An act creating an additional voting and magisterial district in Montgomery county;

An act for the benefit of the homeless and friendless of the city of Covington and vicinity;

An act to prohibit the sale, restrain the bartering, giving, or loaning of spirituous, malt, or vinous liquors, or any mixture with either of said liquors, in school district No. 17, including the town of Clinton, in said district, in Hickman county;

An act to amend the charter of the Paducah and Lovelaceville Turnpike or Gravel Road Company;

An act authorizing the stockholders of the Lexington and Big Sandy Railroad, Eastern Division, to change the name of said corporation;

An act to amend the charter of the town of Hanson, in Hopkins county;

An act to repeal an act, entitled "An act to amend, revise, and extend an act, entitled 'An act to, incorporate the city of Mayfield,'" approved March 9th, 1876;

An act to amend the charter of the Board of Internal Improvement for Shelby county;

An act to authorize the county court of Ballard county to re-establish the justices' districts and voting precincts in said county;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Wells, Mitchell & Co., of Maysville;

An act to incorporate the Cincinnati and Newport Iron and Pipe Company;

An act to authorize the Richmond and Southwestern Railway Company to extend its railroad in the State of Kentucky;

An act to amend an act, entitled "An act to incorporate the Southern Baptist Theological Seminary," approved February 15th, 1876;

An act to amend the charter of the city of Louisville;

An act to define the duties of sheriffs in certain cases;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for leasing the surplus labor in the Kentucky Penitentiary.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Commissioners of the Sinking Fund are hereby authorized and directed to let and hire the labor of all convicts who are or may be in the Kentucky Penitentiary in excess of six hundred, to be employed upon the following kinds of work within this State, preference being given in the order named: 1. Public works prosecuted in whole or part by the State. 2. Public works prosecuted in whole or part by the General Government. 3. The construction of railroads, canals, water-ways, levees, macadam, gravel, or other turnpike roads. 4. In mines: *Provided*, That no one convicted of murder, rape, attempt at rape, or arson, shall be so let or hired; and that no convict shall be worked within the corporate limits of any city or town, except upon work designated under the first and second heads.

§ 2. The letting shall be advertised by said Board in two newspapers in the city of Louisville, and one each in Frankfort, Lexington, Covington, Newport, Maysville, Catlettsburg, Bowling Green, Hopkinsville, and Paducah for three weeks prior to the letting. The advertisement shall specify the number of men whose labor is to be let, the length of time, which shall not exceed five years nor be less than two years, as also the work upon which they can be employed as hereinbefore set forth. Each bid shall specify the price proposed to be paid for the labor, *per capita* or in gross, per annum, for any number stated, and the work upon which they will be employed: *Provided*, That unless otherwise stipulated in the contract, the contractor may employ them upon any other of the classes of work than that for which they were let. Each bid shall be accompanied by a bond, with sureties, to an amount double that of the proposed contract price, to the satisfaction of the Board, that if his bid shall be accepted the bidder will comply with the terms thereof. The bids shall

be opened by the Board on the last day named in their advertisement for receiving the same, and be awarded to the highest and best bidder, the Board having the right to reject all bids.

§ 3. The contract, when made, shall obligate the contractor to feed, clothe, and securely guard the convicts during the term contracted for, to furnish medicines and medical attendance, and in all respects to treat them humanely, both in sickness and in health, and to provide for them as comfortably as may be consistent with good discipline.

§ 4. Any contractor or employe, who shall be guilty of wanton inhumanity or neglect in caring properly for the convicts in his employment, shall, in addition to having his contract subject to rescission by the Board, be liable to indictment in any court of competent jurisdiction, and fined $500, or imprisoned in the county jail one year, or both so fined and imprisoned.

§ 5. The Commissioners of the Sinking Fund may establish rules regulating the labor of convicts, the discipline, police, and such other details as may to them seem necessary or expedient, limiting the hours of labor for each day to ten hours as a maximum, and providing for keeping accounts with the convicts for extra labor, and securing the proceeds of the same to the convict or his family.

§ 6. The Board shall have the power to appoint and fix the compensation of a competent person, who shall be known as Inspector, and whose duty it shall be to visit all points at which convicts shall be employed under contract at least once a month, and oftener if directed by the Board, and see that the contractor is complying with the terms of his contract, that the prisoners are comfortably clad, suitably rationed, properly quartered, securely guarded, humanely treated, and in all respects disciplined and employed as contracted for, with power to examine the accounts, and see that the provisions of the contract in regard to extra wages are strictly carried out, and in all things to inspect and report to the Board all matters connected with the convicts as thoroughly as if they were exclusively under the State control. The Board may prescribe such other duties for the Inspector as they may see fit.

§ 7. Of the net proceeds of the hire of the convicts herein provided for, the present lessee of the penitentiary shall, during his term, be entitled to receive one half, the State one fourth, and each convict one fourth of his ratable hire.

§ 8. The contractors, their guards and employes, shall be vested with the power of peace officers to arrest all persons intruding upon the premises occupied by the convicts, or molesting, interfering, or conversing with the convicts, without the consent of those in charge. Any person violating the provisions of this section shall, upon conviction, be fined not less than ten nor more than three hundred dollars, or imprisoned in the county jail not less than one month or more than one year, or be both so fined and imprisoned.

§ 9. In case of the escape of a convict, the contractor shall pay a reward of fifty dollars to any one returning him: *Provided*, That he shall not be required to pay his own employes for such arrest.

§ 10. All acts or parts of acts in conflict with this act are hereby repealed.

§ 11. This act shall take effect from its passage.

Mr. Megibben moved to amend said bill by striking out the word "six," where it occurs in the fourth line of the first section, and inserting in lieu thereof the word "five."

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston moved to amend said bill by adding to the first section thereof the following:

The said Commissioners shall preserve a sufficient number of convicts to do all of the work that can be done by convict labor in building a branch prison for reformatory and other purposes of the character indicated in House bill 278.

Mr. Foote moved to amend the amendment proposed by Mr. P. P. Johnston by adding thereto the following:

Provided any bill shall become a law building a branch penitentiary during the present session of General Assembly.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the amendment proposed by Mr. P. P. Johnston, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Wilkinson, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	Ishmael H. Smith,
John T. Gathright,	Thos. J. Megibben,	J. H. Wilkinson,
Henry George,	A. B. Montgomery,	A. H. Willingham—9.

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	C. N. Lewis,
Alex. E. Adams,	Charles D. Foote,	R. I. McQuiddy,
Albert S. Berry,	W. H. Frederick,	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
J. H. Bruce,	R. G. Hays,	David R. Murray,
M. T. Carpenter,	Thomas Johnson,	H. H. Skiles—19.
A. R. Clarke,		

Mr. Blackburn moved to amend said bill by striking out in the eighth line of the first section thereof the words, "McAdam, gravel, or other turnpike road."

And the question being taken thereon, it was decided in the negative.

Mr. Halbert moved to amend said bill by striking out the word "two," where it occurs in the sixth line of the second section thereof, and insert in lieu thereof the word "one."

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston moved to amend said bill by striking out the word "five," where it occurs in the fifth line of the second section thereof, and insert in lieu thereof the word "two."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Montgomery and Megibben, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	Thos. J. Megibben,
James Blackburn,	John T. Gathright,	A. B. Montgomery,
J. H. Bruce,	Henry George,	H. H. Skiles,
M. T. Carpenter,	P. P. Johnston,	Ishmael H. Smith,
A. R. Clarke,	C. N. Lewis,	J. H. Wilkinson,
Attila Cox,	R. I. McQuiddy,	A. H. Willingham—18.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	David R. Murray—11.
Charles D. Foote,	Thomas Johnson,	

Mr. Halbert moved the following amendment to said bill, viz:

Amend the fourth section by adding before "$500" the words "not more than," and by adding the words "for a period not longer than" after "jail" and before "one year."

And the question being taken thereon, it was decided in the negative.

Mr. Murray moved to amend said bill by striking out the enacting clause thereof.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Halbert and Adair, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	H. H. Skiles,
J. H. Bruce,	Thos. J. Megibben,	Ishmael H. Smith,
W. H. Frederick,	A. B. Montgomery,	J. H. Wilkinson,
Henry George,	David R. Murray,	A. H. Willingham—12.

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	Thomas Johnson,
Alex. E. Adams,	Charles D. Foote,	C. N. Lewis,
Albert S. Berry,	John T. Gathright,	R. I. McQuiddy,
Joseph Bertram,	C. W. Gilmore,	D. G. Mitchell,
M. T. Carpenter,	George T. Halbert,	W. O. Mize—17.
A. R. Clarke,	R. G. Hays,	

Mr. P. P. Johnston moved to amend said bill by inserting in the seventh line of the second section, after the word "forth," the following: "But no contract for hiring shall embrace any invalid or female convict."

And the question being taken thereon, it was decided in the affirmative.

Mr. Clarke moved to amend said bill by adding to the second section thereof the following, viz.

And provided further, That not less than fifty convicts shall be hired to any one contractor and all convicts hired under the provisions of this act shall be kept strictly together and under guard, in squads of not less than fifty, whilst at work, and at all other times, to the end that the good citizens of this Commonwealth may not suffer annoyance; and the contractor or person in charge of a squad of convicts who shall neglect or fail to observe and enforce the provisions of this section, shall be fined not less than ten nor more than fifty dollars, by any court of competent jurisdiction for every such neglect or failure.

And the question being taken thereon, it was decided in the affirmative.

Mr. Halbert moved to amend said bill by adding the following proviso to the 9th section thereof, viz :

Amend by adding to section nine the following :

Provided further, That the convict so escaping and caught, shall be returned to the penitentiary and kept at hard labor for the whole term for which he was sentenced ; and the reward paid for his capture and return shall be taken or deducted from the amount due the convict on his labor, and the balance due him, if anything, under the provisions of this act, shall be forfeited and paid into the State Treasury; and the contractor shall have a credit for the remainder of his term of service or shall have another convict from the penitentiary upon the same terms as the one returned.

And the question being taken thereon, it was decided in the affirmative.

Pending the further consideration of said bill, Mr. Hays moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

WEDNESDAY, MARCH 31, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the city of Lexington.

An act to give the consent of the State of Kentucky to the acquisition by the United States of land in the city of Paducah for the construction of a custom-house, court-room, and post-office.

An act in relation to the Northern Division of the Cumberland and Ohio Railroad Company.

An act authorizing the trustees of the M. E. Church at Columbia to sell property.

An act to repeal an act, entitled "An act to change a part of the eastern boundary of the town of Harrodsburg."

An act to protect birds in Bracken and Grant counties.

An act for the benefit of Mary B. Young, of Metcalfe county.

An act to define and fix the county line between the counties of Carter and Elliott, on the lands of W. T. Mobley.

An act to add a small section of Campbell county to the Highland district in said county.

An act to amend an act, entitled "An act to amend chapter 997 of the General Statutes," approved April 10, 1878, so as to apply the same to Graves, Campbell, and Hart counties.

An act to repeal an act, entitled "An act regulating defenses in actions of trespass in Carroll and Trimble counties."

An act requiring persons having claims against the counties of Magoffin, Floyd, Carter, Elliott, Menifee, Johnson, Fleming, Lincoln, Nicholas, Robertson, or Bath to file them ten days before the first day of their annual courts of claims.

An act to prevent hunting in Boone county for a period of two years.

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Morehead, in Rowan county.

An act to grant the consent of the State of Kentucky to the acquisition by the United States of certain lands within the State, and border-

ing on the Big Sandy and Licking rivers, and including the East and West Forks thereof, for the purpose of constructing canals, or erecting thereon dams, abutments, locks, lock-keepers' dwellings, offices, and all necessary structures for the construction and maintenance of slack-water navigation on said rivers, and ceding jurisdiction over the same, and for imposing fines and penalties for willful injuries to the grounds, buildings, and appurtenances acquired under the provisions of this act.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act ceding to the United States jurisdiction over certain lands in Campbell county.

An act to amend the charter of the Louisville, Cincinnati and Lexington Railroad Company.

An act for the benefit of T. B. Bullock.

An act for the benefit of Green county, empowering said county to compromise her bonded debt, and to provide for the payment of the same.

An act for the benefit of the Commissioners of the Sinking Fund of the Louisville and Nashville Railroad for Logan and Simpson counties.

An act to amend an act to incorporate the Kentucky Union Railway Company, approved March 10th, 1854.

An act allowing Chas. S. Grubbs, county judge of Logan county, to practice law in certain cases.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend an act and to reduce into one the several acts in regard to the city of Lebanon.

That they had passed bills of the following titles, viz:

1. An act to incorporate the Adair County Deposit Bank.

2. An act to amend an act establishing the town of Tilton, in Fleming county, approved March 1, 1854.

3. An act to provide for the collection of taxes in McCracken county.

4. An act to charter the Mike's Branch and Kentucky River Coal and Iron Mining, Oil, Salt, and Timber Company.

5. An act authorizing and directing the county court of Pike county, at their sittings as a court of levy and claims, to elect a treasurer for Pike county, and prescribe his duties and compensation.

6. An act to incorporate the Keene and South Elkhorn Turnpike Road Company.

7. An act to incorporate the Corinth and Stringtown Turnpike Road Company.

8. An act to amend an act, entitled "An act supplemental to an act, entitled 'An act to incorporate the Harrodsburg and Cornishville Turnpike Road Company.'"

9. An act to define certain portions of the county line between Pike and Floyd counties.

10. An act in aid of common school district No. 10, Cumberland county.

11. An act to amend an act incorporating the Vanceburg Male and Female Academy.

12. An act for the benefit of school district No. 24, in Lincoln county.

13. An act for the benefit of the Eminence and Franklinton Turnpike Company, in Henry county.

14. An act to amend an act, entitled "An act to charter the Eddyville Male and Female Academy," approved March 5, 1872.

15. An act fixing the compensation of the railroad tax collector of Marion county.

16. An act to incorporate the Middleburg Seminary, in Casey county.

17. An act for the benefit of Allen Jones, late sheriff of Pulaski county.

18. An act to refund a fine paid by Jacob Helmer, which has been remitted by the Governor.

19. An act for the benefit of common schools in Mason county.

20. An act to organize and establish a system of public graded schools in Carlisle, Nicholas county.

21. An act to incorporate the Dutch Fish Trap Bridge Company, and to facilitate communication between the counties of Hopkins and McLean.

22. An act to incorporate the Carlisle, Miller's Station, and Bushy Fork Turnpike Road Company, in Nicholas county.

23. An act in relation to the Louisville, New Albany, and St. Louis Railway Company.

24. An act to incorporate the New Albany and Chicago Railway Company.

25. An act to charter the Knob Lick and McCormick's Church Turnpike Road Company.

26. An act to amend section 2, article 4, chapter 62, of the General Statutes, concerning jury commissioners.

27. An act to amend the charter of the town of Harrodsburg, Mercer county.

28. An act to amend the charter of the town of Harrodsburg, Mercer county.

29. An act to prevent the sale of spirituous, vinous, or malt liquors within one mile of Shady Grove, Metcalfe county.

30. An act to incorporate Frankfort Council, No. 7, Royal Templars of Temperance of Frankfort.

31. An act to amend an act, entitled "An act to incorporate the Methodist Mutual Association of Kentucky," approved March 24, 1880.

32. An act to amend the charter of the National Mutual Benefit Association, approved April 6, 1878.

33. An act to authorize and empower the Montgomery county court to issue bonds for the purpose of refunding and paying the outstanding and unpaid bonds of the Lexington and Big Sandy Railroad Company against Montgomery county.

34. An act for the benefit of A. B. Patrick.

35. An act for the benefit of school district No. 1, of Carter county.

36. An act to incorporate the Sharon Cemetery Company in Bracken county.

37. An act to establish a public school for children of the African race, residing in the city of Frankfort.

38. An act to incorporate the Home Building and Loan Association of Greenville, Kentucky.

39. An act to amend an act, entitled "An act to authorize and empower the county of Muhlenburg to compromise and fund its outstanding bonded indebtedness," approved March 18, 1878.

40. An act to amend an act, entitled "An act to amend the charter of the city of Newport, creating medical districts," approved March 20, 1876.

41. An act to charter the North Middletown and Prescott Turnpike Company.

42. An act to incorporate the Deering Camp Ground Association, in Nicholas county.

43. An act to incorporate Magnolia Lodge, in Larue county.

44. An act to amend an act, entitled "An act to incorporate Shelbyville Female College," approved February 24, 1849.

45. An act to incorporate the Hardinsville, Harrisonville and Bullard's Cross Road Turnpike Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 32d to the Committee on Banks and Insurance ; the 2d, 8th, 17th, 18th, and 34th to the Committee on Propositions and Grievances ; the 3d and 16th to the Committee on Finance ; the 4th to the Committee on Retrenchment and Reform ; the 5th, 6th, 7th, 12th, 20th, 21st, 24th, and 41st to the Committee on Internal Improvement ; the 9th, 10th, 11th, 13th, 15th, 19th, 35th, 37th, 38th, and 43d to the Committee on Education ; the 14th, 22d, 23d, and 33d to the Committee on Railroads; the 25th, 39th, and 40th to the Committee on General Statutes; the 27th and 28th to the Committee on Library, Public Buildings and Offices ; the 29th, 30th, 36th, and 42d to the Committee on Religion and Morals ; the 44th and 45th to the Committee on Courts of Justice, and the 31st was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had adopted resolutions of the following titles, viz :

Resolution granting the right to bury the remains of Capt. O. P. Beard in that part of the Frankfort Cemetery owned by the State.

Resolution tendering Hall of House of Representatives to the Governor for the purpose of bestowing medals on Wm. Devan and others for heroic deeds.

The last of which was taken up, twice read, and concurred in, and the first was referred to the Committee on Military Affairs.

The Senate took up for consideration the motion heretofore made by Mr. Willingham, to reconsider the vote by which the Senate had adopted a resolution, entitled

Resolution fixing the pay of certain officers of the present General Assembly, and to provide for the payment thereof.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	Thos. J. Megibben,
James Blackburn,	R. G. Hays,	W. O. Mize,
Attila Cox,	Thomas Johnson,	A. B. Montgomery,
W. H. Frederick,	P. P. Johnston,	David R. Murray,
Henry George,	C. N. Lewis,	J. H. Wilkinson,
C. W. Gilmore,	T. J. McElrath,	A. H. Willingham—20.
Clint. Griffith,	R. I. McQuiddy,	

Those who voted in the negative, were—

Cromwell Adair,	M. T. Carpenter,	John W. Rowlett,
Joseph Bertram,	Charles D. Foote,	Ishmael H. Smith—8.
J. H. Bruce,	Sam. E. Hill,	

Mr. Murray moved an amendment to said resolution.

Pending the consideration of which, on motion of Mr. Montgomery, said resolution was referred to the Committee on Retrenchment and Reform, with instructions to report thereon to-morrow.

Mr. Hays moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts proceed at once to make a settlement of the revenue accounts existing between W. W. Stinnett, late sheriff of Todd county, and the State, and report to this body as soon as may be how much money, if any, is due said Stinnett.

Which was twice read and adopted.

A message was received from the House of Representatives, announcing their passage of a bill, entitled

An act appropriating money to repair and preserve the Henry Clay monument at Lexington.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and hereby is, directed to draw his warrant on the Treasurer for the sum of ten hundred and fifty-three dollars and thirty-six cents ($1,053 36) in favor of Madison C. Johnson, chairman of the Board of the Lexington Cemetery Company.

§ 2. That the said sum shall be expended by the said Madison C. Johnson, chairman of the Board of the Lexington Cemetery Company, for the repair and preservation of the said Henry Clay monument.

§ 3. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	W. O. Mize,
Alex. E. Adams,	R. G. Hays,	A. B. Montgomery,
James Blackburn,	Thomas Johnson,	Gavid R. Murray,
J. H. Bruce,	P. P. Johnston,	John W. Rowlett,
M. T. Carpenter,	C. N. Lewis,	James Shackleford,
A. R. Clarke,	T. J. McElrath,	H. H. Skiles,
Attila Cox,	R. I. McQuiddy,	Ishmael H. Smith,
Charles D. Foote,	Thos. J. Megibben,	J. H. Wilkinson,
W. H. Frederick,	D. G. Mitchell,	A. H. Willingham—28.
John T. Gathright,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to authorize the Lincoln county court to levy and collect an ad valorem tax for county purposes.

By Mr. Carpenter, from the Committee on General Statutes—

An act for the benefit of the sheriff of Letcher county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the revised charter of the city of Paducah.

By Mr. Hill, from the Committee on Education—

An act to amend an act, entitled "An act to incorporate the Cynthiana Graded City School," approved April 5, 1878.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Carlisle and Pleasant Springs Turnpike Road Company, in Nicholas county.

By same—

An act in relation to the Carlisle and Jackstown Turnpike Road Company (upper route), in Nicholas county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873.

By Mr. Adair, from the Committee on General Statutes—

An act to amend an act, approved March 3d, 1880, entitled "An act to amend an act, entitled 'An act to amend and reduce into one the several acts concerning the city of Henderson,'" approved February 11th, 1867, and the several acts amendatory thereto.

By same—

An act to amend an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17th, 1874.

By Mr. Montgomery, from the Committee on the Judiciary—

An act to re establish a magisterial and justices' district in Hart county, known as Waterloo district.

By Mr. Carpenter, from the Committee on General Statutes—

An act to establish and incorporate the town of Seymour, in Hart county.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the Louisville, Cloverport and Western Railway Company.

By Mr. Hill, from the Committee on Codes of Practice—

An act authorizing the county judge of Butler county to sign certain orders and judgments.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruce, from the Committee on Banks and Insurance—

A bill to incorporate the Kentucky Baptist Assurance Association.

By Mr. McElrath, from the Committee on Codes of Practice—

A bill for the benefit of the Goshen and Sligo Turnpike Road Company, of Oldham county.

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to incorporate the Elizabethtown and Hodgenville Telephone Company.

By Mr. Hill, from the Committee on Codes of Practice—

A bill to amend the charter of the town of Bremen, in Muhlenburg county.

By Mr. Hill, from the Committee on Education—

A bill to amend an act, entitled, "An act to maintain a graded school in Hartford, and to erect school buildings thereon."

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Mize, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Wm. Bowe and George C. McClure, of Lawrence county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, On the fifth day of June, 1875, William Bowe and George C. McClure were duly summoned as guards to guard the jail of Lawrence county; and whereas, it appearing that, from the order of W. C. Ireland, judge 16th judicial district, that much danger was apprehended that an attempt would be made to rescue from said jail eight prisoners therein, charged with grand larceny; and whereas, the said William Bowe and George C. McClure did guard and keep said prisoners in pursuance of said order, from the fifth day of June, 1875 to the 23d day of October, 1875; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasurer in favor of William Bowe and George C. McClure for the sum of two hundred and ten dollars each, to be paid out of any money not otherwise appropriated for said services.

§ 2. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	Clinton Griffith,	T. J. McElrath,
Albert S. Berry,	George T. Halbert,	Thos. J. Megibben,
A. R. Clarke,	R. G. Hays,	D. G. Mitchell,
Charles D. Foote,	Samuel E. Hill,	W. O. Mize,
W. H. Frederick,	Thomas Johnson,	David R. Murray,
Henry George,	P. P. Johnston,	Jas. Shackleford—20.
C. W. Gilmore,	C. N. Lewis,	

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	Ishmael H. Smith,
Joseph Bertram,	R. I. McQuiddy,	J. H. Wilkinson,

James Blackburn, A. B. Montgomery, A. H. Willingham—10.
M. T. Carpenter,

Resolved, That the title of said bill be as aforesaid.

Mr. McQuiddy withdrew the motion heretofore entered by him to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to authorize the Franklin county court to issue bonds for the aid of turnpike roads and other purposes."

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act for the benefit of James Gorin, of Hart county.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Cincinnati and Newport Iron and Pipe Company.

An act to amend an act, entitled "An act to incorporate the Southern Baptist Theological Seminary," approved February 15th, 1876.

An act to authorize the Richmond and Southwestern Railway Company to extend its railroad in the State of Kentucky.

An act for the benefit of Wells, Mitchell & Co., of Maysville.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act in relation to the Capitol grounds.

An act for the benefit of the Goshen and Sligo Turnpike Road Company, of Oldham county.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles viz:

An act to revise and reduce into one the charter and various amendments of the town of Frenchburg, in Menifee county;

An act to prevent the sale and giving away spirituous, vinous, or malt liquors within two miles of Richelieu Church, in Butler county;

An act to incorporate St. Luke's Lodge, No. 204, Independent Order of Odd Fellows, at Bardley, in Union county;

An act to amend the charter of the Paris Cemetery Company;

An act to amend an act, entitled "An act to incorporate the Methodist Mutual Association of Kentucky," approved March 24th, 1880;

An act to prevent the sale of spirituous, vinous, or malt liquors within one mile of Bethel Church, Metcalfe county;

An act prohibiting the sale of spirituous, vinous, or malt liquors, or the mixture thereof, within the town of Hadensville, in Todd county, or within a radius of two miles of said town;

An act to incorporate Cox Lodge, No. 464, Free and Accepted Masons, at Campton, Wolfe county;

An act for the benefit of the Colored Christian Church at Poplar Plains, Fleming county;

An act to prevent the sale of spirituous, vinous, or malt liquors within one mile of Mt. Pisgah Church, in Wayne county;

An act for the benefit of James S. Wise;

An act to incorporate the Campbellsville Cemetery Company;

An act to enable Mason county to provide means to meet her railroad debt as it falls due;

An act for the benefit of the Central Kentucky Camp Meeting Association of the Methodist Episcopal Church, situate in Boyle county;

An act to incorporate the Kentucky and Indiana Bridge Company;

An act relating to the Licking Valley Railroad Company;

An act to incorporate the town of Fancy Farm, in Graves county;

An act to incorporate the Limestone Mutual Fire Insurance Company, of Maysville, Kentucky;

An act to prevent stock from running at large in the New Castle magisterial district, in Henry county;

An act to allow the voters of Ballard county to vote on the question of removing the county seat of Ballard county;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend subsection 2 of section 1, article 4, chapter 12, of the General Statutes;

An act to incorporate the Bonanza Bridge Company of Kentucky;

An act to amend an act authorizing the judge of the Hart county court to appoint a clerk for the Hart quarterly court, approved February 10th, 1880;

An act in regard to the election of surveyor of the county of Jefferson;

An act to amend an act, entitled "An act for the benefit of Hardin county;"

An act to provide for the transfer of cases from the docket of the criminal court of the 11th judicial district to the docket of the circuit court;

An act to legalize the actions of the treasurer of the sinking fund commissioners of Hardin county in lending out the money arising from the sale of said county's stock in the Louisville and Nashville Railroad Company;

An act for the benefit of common school district No. 53, in Hopkins county;

An act authorizing the Adjutant General of the State to furnish small arms and equipments, not exceeding sixty stand of arms, to the Graded and Military Public School of Harrodsburg;

An act for the benefit of Ernest Tyler, of Shelby county;

An act for the benefit of Timothy Ford, of Garrard county;

An act to charter the Cumberland River Railway, Mining, and Manufacturing Company;

An act to amend an act, entitled "An act to incorporate the Mechanics' Building and Loan Association, of Lexington;"

An act to incorporate the town of Livingston, Rockcastle county;

An act to amend an act, entitled "An act to authorize the trustees of common school district No. 50, in Mason county, to levy and collect a tax for the erection of school buildings," approved April 9th, 1878;

An act for the benefit of M. Rice, common school commissioner of Hopkins county;

An act to amend the charter of the Russellville District Turnpike Road Company, and the act amendatory thereto;

An act for the benefit of the Goshen and Sligo Turnpike Road Company, of Oldham county;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Cox—

1. A bill to incorporate the Mutual Insurance Association, of Owenton.

On motion of Mr. Smith—

2. A bill to incorporate the Glasgow and Fountain Run Turnpike Road Company.

On motion of Mr. McElrath—

3. A bill, entitled "An act for the benefit of Eliza Moore, of Henry county."

On motion of Mr. McQuiddy—

4. A bill for the better protection of all property upon all the water-courses in Kentucky.

Ordered, That the Committee on Sinking Fund prepare and bring in the 1st; the Committee on Propositions and Grievances the 2d; the Committee on Codes of Practice the 3d, and the Committee on the Judiciary the 4th.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for leasing the surplus labor in the Kentucky Penitentiary.

Mr. Adair moved to amend said bill by adding to the 7th section thereof the following words, viz:

Which shall be kept by the Commissioners and invested for the benefit of said convict until his term of service ends, when it shall be paid over with its increase to the convict.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Bertram, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	A. R. Clarke,	C. N. Lewis,
Alex. E. Adams,	Charles D. Foote,	R. I. McQuiddy,
Albert S. Berry,	George T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	John Walter Rowlett,
M. T. Carpenter,	Thomas Johnson,	Jas. Shackleford—15.

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	David R. Murray,
J. H. Bruce,	T. J. McElrath,	Ishmael H. Smith,
W. H. Frederick,	Thos. J. Megibben,	J. H. Wilkinson,
John T. Gathright,	A B. Montgomery,	A. H. Willingham—13.
Henry George,		

Mr. Montgomery moved to amend said bill by striking out the seventh section thereof, and inserting in lieu thereof the following, viz:

§ 7. The proceeds of the hire of the convicts shall be paid into the Treasury. But when a convict has a wife and family, or either, dependent

on him for a support, one fourth of his ratable hire shall be paid to his wife or family by the Trsasurer; and in the event the convict has no family, he shall be paid the fourth of his ratable hire at the end of his term.

Pending the consideration of which, Mr. Bruce moved that the Senate do now adjourn.

Which motion was adopted.

And then the Senate adjourned.

THURSDAY, APRIL 1, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Park Railway Company of the city of Paducah.

An act to amend the charter of the Kentucky Masonic Mutual Life Insurance Company.

An act creating an additional voting and magisterial district in Montgomery county.

An act to prohibit stock from running at large in Hancock county.

An act to prohibit the sale, and restrain the bartering, giving, or loaning of spirituous, malt, or vinous liquors, or any mixture with either of said liquors, in school district No. 17, including the town of Clinton, in said district, in Hickman county.

An act to amend the charter of the Paducah and Lovelaceville Turnpike or Gravel Road Company.

An act to repeal an act, entitled "An act to amend, revise, and extend an act, entitled 'An act to incorporate the city of Mayfield,'" approved March 9th, 1876.

An act for the benefit of W. H. Perkins, late sheriff of Daviess county.

An act to authorize the Shelby Railroad Company to issue and sell its mortgage bonds to pay its present bonded debt.

An act to amend the charter of the town of Hanson, in Hopkins county.

An act to authorize the county court of Ballard county to re-establish the justices' districts and voting precincts in said county.

An act to authorize the county court of Bourbon county to pay J. E. Patton, circuit clerk of said county, and clerk of the Bourbon court of common pleas, for continuing general index and cross-index to suits off the docket in said courts.

An act to amend the charter of the city of Hopkinsville.

An act to amend the charter of the Board of Internal Improvement for Shelby county.

An act for the benefit of W. M. Wallis, of Trigg county.

An act for the benefit of H. Clay Wallis, of Lyon county.

An act to amend an act, entitled "An act to charter the Elizabethtown and Paducah Railroad Company," approved February 16th, 1880, chapter 220.

An act to prevent certain kinds of stock from running at large in Simpson county.

An act to establish the county line between Cumberland and Monroe counties.

An act to change the county lines of Pike and Martin counties on the lands of Benjamin Taylor.

An act to declare Wylie's branch, in Johnson county, a navigable stream.

An act authorizing the stockholders of the Lexington and Big Sandy Railroad, Eastern Division, to change the name of said corporation.

That they had concurred in the amendment proposed by the Senate to a bill from the House of Representaties, entitled

An act for the benefit of J. O. Carson, M. D.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate St Mary's Cemetery, of Franklin, Simpson county.

An act to incorporate the Uniontown and Morganfield Turnpike and Gravel Road.

An act to incorporate the Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county.

An act to improve and keep in order the turnpike roads of Logan county.

An act for the benefit of the owners of the grounds of the West Louisville Cemetery.

An act to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation.

An act to incorporate the Falmouth and Wagoner's Ferry Turnpike Company.

An act to amend an act, entitled "An act to incorporate the Falmouth and Milford Turnpike Road Company," approved March 8th, 1856.

An act to amend and reduce into one the acts relating to the town of Russellville.

That they had passed bills of the following titles, viz:

1. An act authorizing the Auditor to appoint agents to attend to revenue matters.

2. An act creating and incorporating the Mayfield Jockey Club, in Graves county.

3. An act to amend an act, entitled "An act to incorporate the town of Bedford, in Trimble county, and for other purposes."

4. An act for the benefit of Wm. S. Samuel, a minor, of Fleming county.

5. An act to change the county line between the counties of Lincoln and Casey.

6. An act to grant the consent of the State of Kentucky to the acquisition by the United States of lands within this State for the purpose of building locks and dams and other buildings on the Tradewater river, and ceding jurisdiction over the same.

7. An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Yost Chapel, in Logan county.

8. An act to incorporate the New Liberty and Dallasburg Turnpike Road Company, in Owen county.

9. An act for the benefit of James R. Ennis and Joseph A. Ennis, of Owen county.

10. An act for the benefit of E. H. Motley, late sheriff of Warren county.

11. An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of Polkville, Warren county.

12. An act to protect certain birds and birds' eggs in Warren Hickman, and Fulton counties.

13. An act incorporating the White Sulphur and Fishersville Turnpike Road Company.

14. An act to incorporate the Cornishville and Sharpsville Turnpike Road Company.

15. An act for the benefit of John Burnett, committee for Taylor Maddox, a pauper idiot of Washington county.

16. An act for the benefit of J. W. Gaines.

17. An act to amend an act to provide for appointing and electing commissioners for the county of Kenton and defining their duties, &c., approved March 27, 1880.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, and 9th to the Committee on General Statutes; the 4th, 5th, and 12th to the Committee on Propositions and Grievances; the 6th, 8th, 13th, and 14th to the Committee on Internal Improvement; the 7th and 11th to the Committee on Religion and Morals; the 10th, 15th, and 16th to the Committee on Claims, and the 17th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, April 1, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

Thos. J. Tinsley, Muhlenburg county.
R. A. Downing, Jessamine county.
Charles F. Smith, Jefferson county.
W. S. Parker, Jefferson county.
Lucas Moore, Washington county.
Ben. Selby, Henry county.

LUKE P. BLACKBURN, *Governor*.

Resolved, That the Senate advise and consent to said nominations.

The Senate took up for consideration the amendments proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to regulate the fees and salaries of certain public officers.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hayes and Frederick, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	George T. Halbert,	Thos. J. Megibben,
James Blackburn,	Sam. E. Hill,	W. O. Mize,
M. T. Carpenter,	Thomas Johnson,	John W. Rowlett,
W. H. Frederick,	C. N. Lewis,	Ishmael H. Smith,
John T. Gathright,	T. J. McElrath,	J. H. Wilkinson—16.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	R. G. Hays,
Alex. E. Adams,	Charles D. Foote,	D. G. Mitchell,
Albert S. Berry,	C. W. Gilmore,	A. H. Willingham—11.
A. R. Clarke,	Clint. Griffith,	

Mr. Hays withdrew the motion heretofore made by him to reconsider the vote by which the Senate had passed a bill, entitled

An act for the benefit of W. C. Kennedy.

Mr. Montgomery moved to reconsider the vote by which the Senate had, on yesterday, passed a bill from the House of Representatives, entitled

An act to incorporate the Cloverport and Western Railway Company.

Which motion was simply entered.

Mr. Halbert, from the Committee on Religion and Morals, to whom was referred leave to bring in a bill, entitled

A bill to repeal an act, entitled "An act to regulate the sale of spirituous, vinous, and malt liquors in this Commonwealth," approved January 26th, 1874,

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the affirmative.

Mr. Clarke, from the Committee on Military Affairs, to whom was referred a resolution, which originated in the House of Representatives, entitled

Resolution granting the right to bury the remains of Capt. O. P. Beard in that part of the Frankfort Cemetery owned by the State,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

Resolved, That the title of said resolution be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to amend section 24 of an act, entitled "An act to revise and amend the charter of the city of Newport."

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

Mr. Montgomery read and laid on the table the following joint resolution, viz:

WHEREAS, The law establishing the Bureau of Insurance in this Commonwealth directs that all the expenses of the department shall be paid out of its receipts; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Commissioner of Insurance be, and is hereby, directed to let out to the lowest and best bidder, upon the execution by the successful bidder of a good and sufficient bond to execute said work, the printing for said department in each year, and the said Commissioner is herein directed to reserve from the fees and allowances received by him under the law creating the Bureau a sufficient sum to pay for said printing.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Adams, from the Committee on Retrenchment and Reform, to whom was recommitted a resolution, entitled

Resolution fixing the pay of certain officers of the present General Assembly, and to provide for the payment thereof,

Reported the same with an amendment as a substitute therefor.

Ordered, That the further consideration of said resolution and pending amendment be postponed until to-morrow.

Mr. Adams, from the Committee on Retrenchment and Reform, to whom was referred a bill from the House of Representatives, entitled

An act to regulate and fix the pay of elective and appointed officers of the Senate and House of Representatives not provided for by law,

Reported the same with an amendment as a substitute therefor.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the officers hereinafter named shall respectively receive as compensation for their services a per diem as follows: The clerk of the Senate, seven dollars and fifty cents; the assistant clerk of the Senate, seven dollars and fifty cents; the clerk of the House of Representatives,

seven dollars and fifty cents; the assistant clerk of the House of Representative, seven dollars and fifty cents; the enrolling clerk of the Senate, six dollars; the enrolling clerk of the House of Representatives, six dollars; the sergeant-at-arms of the Senate, five dollars; the sergeant-at-arms of the House of Representatives, five dollars; the door-keeper of the Senate, four dollars; the door-keeper of the House of Representatives, four dollars; the keeper of the cloak-rooms, each two dollars; the pages of the Senate and House of Representatives, each one dollar and fifty cents.

§ 2. That this act shall take effect from and after the adjournment of the present session.

Said proposed amendment reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the officers hereinafter named shall respectively receive, as compensation for their services, a per diem as follows: The principal clerks of the Senate and House of Representatives, eight dollars per day each during the session, and ten days after the adjournment of the General Assembly for preparing acts for publication; the first assistant clerks of the Senate and House of Representatives, eight dollars each per day during the session, and ten days after adjournment of the General Assembly for preparing acts for publication; the enrolling clerks of the Senate and House of Representatives, five dollars each per day; the sergeant-at-arms of the Senate and House of Representatives, five dollars each per day; the door-keepers of the Senate and House of Representatives, four dollars each per day; the keepers of the cloak-rooms of the Senate and House of Representatives, two dollars each per day; the janitors of the Senate and House of Representatives, two dollars each per day; the pages of the Senate and House of Representatives, each shall have two dollars per day.

§ 2. This act shall take effect ten days after the expiration of the present session of this General Assembly: *Provided*, That there shall not be more than three pages for the use of the Senate and four for the use of the House of Representatives.

Mr. Carpenter moved to amend said amendment as follows:

Strike out "ten days after the adjournment of this General Assembly," and insert in lieu thereof, "from and after its passage."

The question was then taken upon the amendment proposed by Mr. Carpenter, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	M. T. Carpenter,	G. W. Reeves,
Joseph Bertram,	Charles D. Foote,	Ishmael H. Smith—8.
J. H. Bruce,	Sam. E. Hill,	

Those who voted in the negative, were—

Alex. E. Adams,	Clint. Griffith,	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	W. O. Mize,
James Blackburn,	R. G. Hays,	A. B. Montgomery,
A. R. Clarke,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	P. P. Johnston,	James Shackleford,

W. H. Frederick,	C. N. Lewis,	H. H. Skiles,
John T. Gathright,	T. J. McElrath,	J. H. Wilkinson,
Henry George,	R. I. McQuiddy,	A. H. Willingham—26.
C. W. Gilmore,	Thos. J. Megibben,	

The question was then taken upon the adoption of the amendment proposed by the committee to said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
James Blackburn,	George T. Halbert,	D. G. Mitchell,
J. H. Bruce,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Thomas Johnson,	A B. Montgomery,
W. H. Frederick,	C N. Lewis,	John Walter Rowlett,
John T. Gathright,	T. J. McElrath,	H. H. Skiles,
Henry George,	R. I. McQuiddy,	A. H. Willingham—21.

Those who voted in the negative, were—

Cromwell Adair,	M. T. Carpenter,	G. W. Reeves,
Albert S. Berry,	Attila Cox,	Ishmael H. Smith,
Joseph Bertram,	Charles D. Foote,	J. H. Wilkinson—9.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adams and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
James Blackburn,	Clint. Griffith,	D. G. Mitchell,
J. H. Bruce,	George T. Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	A. B. Montgomery,
A. R. Clarke,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	C. N. Lewis,	H. H. Skiles,
Charles D. Foote,	T. J. McElrath,	J. H. Wilkinson,
W. H. Frederick,	R. I. McQuiddy,	A. H. Willingham—25.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	Joseph Bertram,	Ishmael H. Smith—5.
Albert S. Berry,	G. W. Reeves,	

Resolved, That the title of said bill be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prohibit the sale of spirituous and vinous or malt liquors, or any mixture thereof, in London, Laurel county, or within one mile of said town.

By same—

An act to amend an act, entitled "An act to prohibit granting license to coffee-house, saloon, tavern, or tippling-house to sell spirituous, vinous, or malt liquors, or mixtures of either, in Fulton county."

By same—

An act to authorize and empower Stranger's Rest Lodge, No. 13, Independent Order of Odd Fellows, at Henderson, Kentucky, to fund its bonded indebtedness.

By same—

An act to amend an act incorporating the Vanceburg Male and Female Academy.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend the city charter of Owensboro.

By same—

An act to amend an act, entitled "An act to incorporate the Harrison County Insurance Company," approved April 9th, 1878.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Cox, from the Committee on Sinking Fund—

A bill to amend an act to amend and reduce into one the acts relating to the town of Uniontown, approved March 16th, 1880.

By Mr. Hays, from the Committee on Finance—

A bill for the benefit of George W. Sutton, of Webster county.

By Mr. Halbert, from the Committee on Religion and Morals—

A bill in relation to the license and sale of spirituous, vinous, and malt liquors in Bracken county.

By same—

A bill to prohibit the sale of intoxicating liquors within one and a half miles of Mason School-house in Keysburg district, Logan county.

By same—

A bill to prevent the sale of spirituous, vinous, or malt liquors, or any mixture thereof, in any quantities, within two miles of Monroe Meeting-house, in Hart county.

By same—

A bill to incorporate Ascension Church, Mt. Sterling.

By same—

A bill prohibiting the selling, loaning, or giving pistols, bowie-knives, dirk-knives, slung-shots, colts, and brass-knuckles to minors.

By same—

A bill to incorporate the Campbellsville Cemetery Company, in Taylor county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Halbert, from the Committee on Religion and Morals, reported a bill, entitled

A bill imposing a tax on pistols, bowie-knives, dirk-knives, colts, slung-shots, and brass-knuckles.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Skiles moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Mize, from the Committee on Claims, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Martha A. Tupman,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, ordered to draw his warrant on the Treasurer for the sum of one hundred and ninety-two dollars, in favor of Martha A. Tupman, widow of John Tupman, late a member of the General Assembly; this sum being the amount of pay and mileage due said John Tupman at the date of his death.

§ 2. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	Henry George,	R. I. McQuiddy,
Albert S. Berry,	Clinton Griffith,	Thos. J. Megibben,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
J. H. Bruce,	R. G. Hays,	A. B. Montgomery,
A. R. Clarke,	Samuel E. Hill,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	H. H. Skiles,
Charles D. Foote,	P. P. Johnston,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson,
John T. Gathright,	T. J. McElrath,	A. H. Willingham—27.

Those who voted in the negative, were—

Cromwell Adair, M. T. Carpenter—2.

Resolved, That the title of said bill be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act authorizing the judge of the Hart county court to appoint a clerk for the Hart quarterly court, approved February 10th, 1880.

An act to amend an act, entitled "An act for the benefit of Hardin county."

An act to provide for the transfer of cases from the docket of the criminal court of the 11th judicial district to the docket of the circuit court.

An act in regard to the election of surveyor of the county of Jefferson.

An act to amend subsection 2 of section 1, article 4, chapter 12, of the General Statutes.

An act for the benefit of common school district No. 53, in Hopkins county.

An act to legalize the actions of the treasurer of the sinking fund commissioners of Hardin county in lending out the money arising from the sale of said county's stock in the Louisville and Nashville Railroad Company.

An act for the benefit of M. Rice, common school commissioner of Hopkins county.

An act to amend an act, entitled "An act to authorize the trustees of common school district No. 50, in Mason county, to levy and collect a tax for the erection of school buildings," approved April 9th, 1878.

An act authorizing the Adjutant General of the State to furnish small arms and equipments, not exceeding sixty stand of arms, to the Graded and Military Public School of Harrodsburg.

An act to amend the charter of the Russellville District Turnpike Road Company, and the act amendatory thereto.

An act for the benefit of Timothy Ford, of Garrard county.

An act for the benefit of Ernest Tyler, of Shelby county.

An act to amend an act, entitled "An act to incorporate the Mechanics' Building and Loan Association, of Lexington."

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported the following resolution, viz:

WHEREAS, A reliable, responsible publishing house within the State proposes to furnish to the Commonwealth, and to the members of the bar, the published reports of the decisions of the Court of Appeals of this State at a much lower rate than now provided for by law; therefore,

Be it resolved by the Senate, That the Committee on Codes of Practice be directed to inquire into the expediency of letting the publication of said reports to the lowest and best bidder; and, if found expedient, to report a bill to that effect; the contractor to secure a copyright in the name of the State; the plates, if any, to be delivered to the State at the expiration of the contract; the material and workmanship to be equal to that of 14th Bush's Reports, and said contractors to bind themselves to furnish said reports to members of the bar at the same price as furnished to the State. No bid to be entertained unless the price is less than that now provided for by law.

Which was twice read and adopted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Megibben—

1. A bill to amend section 8 of article 2 of chapter 92 of the General Statutes.

On motion of Mr. Frederick—

2. A bill to alter the time of meeting of the General Assembly.

Ordered, That the Committee on Codes of Practice prepare and bring in the 1st, and the Committee on Claims the 2d.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles viz:

An act to amend an act, entitled "An act for the benefit of Benjamin Gratz Park, of Lexington;"

An act for the benefit of Isham Cottingham, of Henderson county.

An act incorporating the Supreme Council of the Catholic Knights of America;

An act to amend an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of the court-house in Edmonton, Metcalfe county;"

An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Stanford;"

An act for the benefit of common school district No. 4, in McCracken county;

An act to empower the county court of Mercer county to make subscriptions to the capital stock in turnpike roads in Mercer county;

An act for the benefit of the owners of sheep killed by dogs and to tax the owners and controllers of dogs for their benefit, in Bath county;

An act to incorporate Gallilean Lodge, No. 1, Paducah, Kentucky;

An act to incorporate Cadiz Lodge, No. 1625, of Knights of Honor, in Trigg county;

An act to continue and extend the charter of the Franklin Insurance Company of Louisville, and to amend said charter;

An act to amend an act, entitled "An act to authorize the Louisville Insurance Company, the Franklin Insurance Company, and the Union Insurance Company, all of Louisville, Kentucky, to do a general fire and marine insurance business, under the name and style of the Louisville Underwriters," approved February 20, 1878;

An act to authorize the formation of corporations to construct turnpike and gravel roads in the county of Henderson;

An act to amend the charter of Louisa, Lawrence county;

An act for the benefit of J. O. Carson, M. D.;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Louisville, Cincinnati and Lexington Railroad Company;

An act for the benefit of Green county, empowering said county to compromise her bonded debt, and to provide for the payment of the same;

An act for the benefit of T. B. Bullock;

An act to amend an act to incorporate the Kentucky Union Railway Company, approved March 10th, 1854;

An act in relation to the Capitol grounds;

An act allowing Chas. S. Grubbs, county judge of Logan county, to practice law in certain cases;

An act ceding to the United States jurisdiction over certain lands in Campbell county;

An act for the benefit of the Commissioners of the Sinking Fund of the Louisville and Nashville Railroad for Logan and Simpson counties;

An act to incorporate the Southern Bank of Kentucky;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Mr. Cox, from the Committee on the Sinking Fund, reported a bill, entitled

A bill to authorize the Commissioners of the Sinking Fund to sell stock in turnpike roads.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Berry moved an amendment to said bill.

Pending the consideration of which, the hour of 12 M. having arrived, further action thereon was cut off by the special order of the day.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for leasing the surplus labor in the Kentucky Penitentiary.

The question pending being upon the adoption of the amendment proposed by Mr. Montgomery on yesterday.

The Speaker laid before the Senate the following communication:

To the General Assembly of the Commonwealth of Kentucky:

GENTLEMEN: I am now, as I have always been, willing to consent to any proposition looking to relief of the penitentiary. I have before, in

the early part of the present session, in a communication to the joint committee of the two Houses on penitentiary, signified my willingness to the use of 200 convicts for the construction of a branch penitentiary, to which I still adhere. As to the bill now under consideration in the Senate for the working out of the convicts upon certain improvements therein specified—one half of the proceeds to inure to the benefit of the State and prisoners, and the other half to me—I also consent to, my purpose being to lend all assistance in my power that shall be instrumental in carrying out such relief and reform as may be considered proper in the wisdom of the Legislature. The fact that I am Lessee for three years to come shall not stand in the way of any reasonable and just legislation you may advise.

Very respectfully,

J. W. SOUTH.

The question was then taken upon the adoption of the amendment proposed by Mr. Montgomery, and it was decided in the negative.

Mr. Berry moved to amend said bill by adding to the ninth section thereof the following, viz:

If any contractor or guard having custody or control of any prisoner or prisoners, shall willfully or negligently suffer or connive at the escape of such prisoner or prisoners, he shall be punished by confinement in the penitentiary not less than one nor more than five years.

Any person, not a guard, contractor, or employe of a contractor, who shall willfully counsel or aid a prisoner in any way to escape, shall be punished by confinement in the penitentiary for a period of not less than one nor more than five years. The fines accruing under this act are hereby dedicated to the common school fund of this Commonwealth.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Halbert and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	John T. Gathright,	T. J. McElrath,
Albert S. Berry,	C. W. Gilmore,	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	R. G. Hays,	John W. Rowlet,
Attila Cox,	Sam. E. Hill,	Ishmael H. Smith,
Charles D. Foote,	C. N. Lewis,	A. H. Willingham—19.
W. H. Frederick,		

Those who voted in the negative, were—

Cromwell Adair,	Clinton Griffith,	A. B. Montgomery,
James Blackburn,	Thomas Johnson,	G. W. Reeves,
J. H. Bruce,	P. P. Johnston,	James Shackleford,
M. T. Carpenter,	R. I. McQuiddy,	H. H. Skiles,
Henry George,	Thos. J. Megibben,	J. H. Wilkinson—15.

Mr. Blackburn then moved to reconsider the vote by which the Senate had rejected the amendment proposed by Mr. Montgomery to the seventh section of said bill.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs Montgomery and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	P. P. Johnston,	H. H. Skiles,
James Blackburn,	Thomas J. Megibben,	Ishmael H. Smith,
J. H. Bruce,	A. B. Montgomery,	J. H. Wilkinson,
John T. Gathright,	G. W. Reeves,	A. H. Willingham—14.
Henry George,	James Shackleford,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Albert S. Berry,	C. W. Gilmore,	T. J. McElrath,
Joseph Bertram,	Clint. Griffith,	R. I. McQuiddy,
M. T. Carpenter,	George T. Halbert,	D. G. Mitchell,
A. R. Clarke,	R. G. Hays,	W. O. Mize,
Attila Cox,	Thomas Johnson,	John W. Rowlett—19.
Charles D. Foote,		

Mr. P. P. Johnston moved to amend section five by inserting after the word "establish," in the first line thereof, the word "reformatory."

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston then moved to amend said bill by striking out of the first line of the sixth section thereof the words "have the power to."

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston then moved to amend said bill by striking out of the 4th line of the 6th section thereof the word "month," and inserting in lieu thereof the word "week."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	T. J. McElrath,	H. H. Skiles,
James Blackburn,	Thos. J. Megibben,	Ishmael H. Smith,
A. R. Clarke,	A. B. Montgomery,	J. H. Wilkinson,
John T. Gathright,	G. W. Reeves,	A. H. Willingham—13.
Henry George,		

Those who voted in the negative were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Albert S. Berry,	C. W. Gilmore,	R. I. McQuiddy,

Joseph Bertram,	George T. Halbert,	D. G. Mitchell,
J. H. Bruce,	Samuel E. Hill,	W. O. Mize,
M. T. Carpenter,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	P. P. Johnston,	Jas. Shackleford—19.
Charles D. Foote,		

Mr. P. P. Johnston entered a motion to reconsider the vote by which the Senate had rejected the last amendment.

Mr. McQuiddy moved an amendment to said bill.

Mr. Montgomery also moved an amendment to said bill.

Mr. P. P. Johnston then moved his seventh amendment to said bill.

Mr. P. P. Johnston also moved his eighth amendment to said bill.

Pending the consideration of said amendment, Mr. Foote moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and Frederick, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Attila Cox,	Thomas Johnson,
Alex. E. Adams,	Charles D. Foote,	C. N. Lewis,
Albert S. Berry,	W. H. Frederick,	R. I. McQuiddy,
Joseph Bertram,	C. W. Gilmore,	D. G. Mitchell,
M. T. Carpenter,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	R. G. Hays,	A. B. Montgomery—18.

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	Jas. Shackleford,
J. H. Bruce,	T. J. McElrath,	H. H. Skiles,
John T. Gathright,	Thos. J. Megibben,	Ishmael H. Smith,
Henry George,	G. W. Reeves,	J. H. Wilkinson,
Clint. Griffith,	John W. Rowlett,	A. H. Willingham—16.
Samuel E. Hill,		

Mr. Montgomery moved to reconsider the vote by which the main question had been ordered.

Mr. Mitchell moved to lay said motion on the table.

Pending the consideration of which motion, Mr. Montgomery moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Montgomery and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clinton Griffith,	John W. Rowlett,
James Blackburn,	P. P. Johnston,	James Shackleford,
J. H. Bruce,	Thos. J. Megibben,	H. H. Skiles,

John T. Gathright, A. B. Montgomery, J. H. Wilkinson,
Henry George, G. W. Reeves, A. H. Willingham—15.

Those who voted in the negative, were—

Cromwell Adair, W. H. Frederick, C. N. Lewis,
Albert S. Berry, C. W. Gilmore, T. J McElrath,
Joseph Bertram, Geo. T. Halbert, R. I. McQuiddy,
M. T. Carpenter, R. G. Hays, D. G. Mitchell,
A. R. Clarke, Samuel E. Hill, W. O. Mize,
Attila Cox, Thos. Johnson, Ishmael H. Smith—19.
Chas. D. Foote,

The question was then taken upon the motion made by Mr. Mitchell to table the motion made by Mr. Montgomery, and it was decided in the negative by the casting vote of the Speaker, Hon. James E. Cantrill.

The yeas and nays being required thereon by Messrs. Montgomery and Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair, Charles D. Foote, Thomas Johnson,
Alex. E. Adams, W. H. Frederick, C. N. Lewis,
Joseph Bertram, C. W. Gilmore, R. I. McQuiddy,
M. T. Carpenter, George T. Halbert, D. G. Mitchell,
A. R. Clarke, R. G. Hays, W. O. Mize—16.
Attila Cox,

Those who voted in the negative, were—

James Blackburn, P. P. Johnston, H. H. Skiles,
J. H. Bruce, T. J. McElrath, Ishmael H. Smith,
John T. Gathright, Thos. J. Megibben, J. H. Wilkinson,
Henry George, A B. Montgomery, A. H. Willingham,
Clint. Griffith, G. W. Reeves, Jas. E. Cantrill—17.
Sam. E. Hill, Jas. Shackleford,

Mr. P. P. Johnston then moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry, Clint. Griffith, W. O. Mize,
James Blackburn, R. G. Hays, A. B. Montgomery,
J. H. Bruce, Samuel E. Hill, G. W. Reeves,
M. T. Carpenter, P. P. Johnston, H. H. Skiles,
A. R. Clarke, C. N. Lewis, Ishmael H. Smith,
Attila Cox, R. I. McQuiddy, J. H. Wilkinson,
Charles D. Foote, Thos. J. Megibben, A. H. Willingham—22.
Henry George,

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	T. J. McElrath,
Joseph Bertram,	George T. Halbert,	D. G. Mitchell—8.
John T. Gathright,	Thomas Johnson,	

And then the Senate adjourned.

FRIDAY, APRIL 2, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Methodist Mutual Association of Kentucky," approved March 24th, 1880.

An act to prevent the sale of spirituous, vinous, or malt liquors within one mile of Mt. Pisgah Church, in Wayne county.

An act for the benefit of the Colored Christian Church at Poplar Plains, Fleming county.

An act to enable Mason county to provide means to meet her railroad debt as it falls due.

An act prohibiting the sale of spirituous, vinous, or malt liquors, or the mixture thereof, within the town of Hadensville, in Todd county, or within a radius of two miles of said town.

An act to incorporate St. Luke's Lodge, No. 204, Independent Order of Odd Fellows, at Bardley, in Union county.

An act to incorporate Cox Lodge, No. 464, Free and Accepted Masons, at Campton, Wolfe county.

An act for the benefit of James S. Wise.

An act to amend the charter of the Paris Cemetery Company.

An act to prevent the sale and giving away spirituous, vinous, or malt liquors within two miles of Richelieu Church, in Butler county.

An act for the benefit of the Central Kentucky Camp Meeting Association of the Methodist Episcopal Church, situate in Boyle county.

An act to prevent the sale of spirituous, vinous, or malt liquors within one mile of Bethel Church, Metcalfe county.

An act relating to the Licking Valley Railroad Company.

That they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to amend the charter of the town of Hiseville, Barren county.

That they had adopted a resolution and passed bills, which originated in the Senate, of the following titles, viz:

Resolution in relation to the printing of the Insurance Department.

An act for the benefit of Berea Church, in Logan county.

An act to incorporate the Christian Church at Berea, in Logan county, and for the protection of the same from injury.

An act to repeal an act, entitled "An act to incorporate the town of Clayville, in Webster county."

An act to incorporate the Dixon Lodge, No. 467, of Free and Accepted Masons, in Webster county.

An act to amend an act, entitled "An act to regulate the sale of spirituous or intoxicating beverages in Lewis county."

An act to amend section 35 of an act, entitled "An act to amend and reduce into one the several acts in regard to the city of Vanceburg, in Lewis county," approved March 13, 1876.

An act to change the time of holding the Henderson county court.

An act to authorize the Morgan county court to levy a poll and ad valorem tax for road and bridge purposes.

An act for the benefit of St. Vincent's Academy, in Union county.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to incorporate Archer, Mancourt and Company, and authorize them to do business in lumber and mining on Cumberland river.

2. An act for the benefit of school district No. 29, in Nicholas county.

3. An act to prohibit the sale, or giving, or loaning of spirituous or malt liquors within two miles of Deering Camp Meeting Ground, in Nicholas county.

4. An act for the benefit of the police judge of Lebanon, in Marion county.

5. An act to amend an act, entitled "An act to incorporate the Augusta and Foster Turnpike Road Company, in Bracken county," approved January 17th, 1880.

6. An act to authorize A. Hawes, late county judge, to sign orders in the order-book of the Lawrence county court, and legalize the same.

7. An act to authorize the election of a police judge, town marshal, and five trustees for the town of Petersburg, Boone county.

8. An act for the benefit of Yancis Smith, committee of Wm. C. Smith, a pauper idiot of Lincoln county.

9. An act to incorporate the Paducah and Illinois Bridge Company.

10. An act for the benefit of the Paducah and North Ballard Gravel Road Company and its branches.

11. An act to amend section 22 of an act, entitled "An act to amend an act to incorporate the town of Sharpsburg, Bath county," approved March 6th, 1876.

12. An act to amend an act, entitled "An act to incorporate the Covington and Taylor's Mill Turnpike Road Company."

13. An act for the benefit of colored school district No. 4, Boyle county.

14. An act for the benefit of J. F. Peyton and O. H. McRoberts, of Lincoln county.

15. An act to incorporate the Bracken Creek Turnpike Road Company, in Bracken county.

16. An act to authorize the appointment of Henry C. Ferguson, a justice of the peace of Morgan county, as deputy county court clerk of said county.

17. An act for the benefit of Isenberg Brothers.

18. An act to amend an act, entitled "An act to incorporate the Richmond, Irvine, and Three Forks Railroad Company."

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 5th, 10th, and 15th to the Committee on Internal Improvement; the 2d and 13th to the Committee on Education; the 3d to the Committee on Religion and Morals; the 4th and 16th to the Committee on Courts of Justice; the 6th, 7th, and 11th to the Committee on General Statutes; the 8th, 12th, and 14th to the Committee on Claims; the 9th to the Com-

mittee on the Judiciary; the 17th to the Committee on Military Affairs, and the 18th to the Committee on Railroads.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to charter the Knob Lick and McCormick's Church Turnpike Road Company.

By Mr. Mize, from the Committee on Claims—

An act for the benefit of W. A. Brown, of Allen county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to incorporate the Forks of Elkhorn Turnpike Road Company," approved March 5th, 1867.

By Mr. Berry, from the Committee on General Statutes—

An act to amend an act, entitled "An act to amend the charter of the city of Newport, creating medical districts," approved March 20, 1876.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to amend an act establishing the town of Tilton, in Fleming county, approved March 1, 1854.

By same—

An act to refund a fine paid by Jacob Helmer, which has been remitted by the Governor.

By Mr. Hill, from the Committee on Education—

An act for the benefit of John Campbell, of Breathitt county.

By Mr. Bertram, from the Committee on General Statutes—

An act to authorize the Edmonson county court to levy an ad valorem tax to build a bridge across Bear creek.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend sections 41 and 9 of the charter of the city of Owensboro.

By Mr. Rowlett, from the Committee on Education—

An act to incorporate Science Hill Academy, of Taylor county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to amend the charter of the town of Arlington, in Ballard county."

By Mr. Hill, from the Committee on Education—

An act for the benefit of P. W. Miller, of Simpson county.

By Mr. Cox, from the Committee on Sinking Fund—

An act authorizing the Commissioners of the Sinking Fund to direct the Auditor of Public Accounts to transfer to the revenue proper the surplus in the Sinking Fund.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on General Statutes—

A bill to amend article 5, chapter 106, General Statutes.

By Mr. Cox, from the Committee on Sinking Fund—

A bill to authorize the county court of Pendleton county to borrow money to aid in building turnpike roads, and to issue bonds therefor.

By same—

A bill for the benefit of John Wallace, late clerk of the Boone county circuit court.

By same—

A bill to incorporate the Mutual Insurance Association, of Owenton.

By same—

A bill to regulate public grain warehouses in this Commonwealth.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McQuiddy presented a petition of sundry citizens of Washington county, and also a remonstrance of sundry citizens of said county, in regard to changing the boundary line thereof.

Which was received, the reading dispensed with, and referred to the Committee on the Judiciary.

On motion of Mr. Hays, leave of absence, indefinitely, was granted Mr. Adams.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Falmouth and Milford Turnpike Road Company," approved March 8th, 1856.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

The Senate also took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to incorporate Brooksville Seminary," approved March 5th, 1868.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

Mr. Hill, from the Committee on Education, reported a bill, entitled

A bill to amend and revise the common school law.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed, and that the further consideration thereof be postponed, and made the special order of the day for Wednesday next, the 9th inst., at 11 o'clock and 45 minutes, and from day to day thereafter until disposed of.

Mr. Foote, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Charles B. Wickliffe, late sheriff of Muhlenburg county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant upon the Treasury in favor of Charles B. Wickliffe, late sheriff of Muhlenburg county, for the sum of four hundred and ninety-nine dollars and ninety-nine cents; it being the amount of money that was wrongfully assessed of said Charles B. Wickliffe for the years eighteen hundred and seventy-two and eighteen hundred and seventy-three; and that said money be paid out of any money in the Treasury not otherwise appropriated.

§ 2. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	R. I. McQuiddy,
Albert S. Berry,	Clinton Griffith,	Thos. J. Megibben,
James Blackburn,	George T. Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	A. B. Montgomery,
A. R. Clarke,	Samuel E. Hill,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	P. P. Johnston,	A. H. Willingham—23.
John T. Gathright,	C. N. Lewis,	

In the negative—Chas. D. Foote—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act for the benefit of the trustees of the town of Danville in respect to locating repair-shops of the Cincinnati Railway;"

An act for the benefit of the Sulphur Well branch of the Nicholasville and Kentucky River Turnpike Road Company;

An act to amend an act to provide for appointing and electing commissioners for the county of Kenton and defining their duties, &c., approved March 27, 1880;

An act authorizing the county court of Spencer county to increase the county levy;

An act to incorporate the town of Orangeburg, in Mason county;

An act to amend the charter of the Mortonsville and Lexington Turnpike Road Company, approved January 14th, 1860;

An act to amend section 30, article 1, chapter 94, General Statutes;

An act to prevent the retailing of spirituous, vinous, or malt liquors in quantities less than ten gallons within one mile of the Lewisburg Institute, in Mason county;

An act to prevent the sale of spirituous, vinous, and malt liquors within two miles of Bagdad, Shelby county;

An act to legalize certain orders and acts of the board of trustees, and certain licenses granted by the clerk of the board of trustees of the town of Frenchburg, Menifee county;

An act for the benefit of B. F. Nolen, late sheriff of Harlan county;

An act to amend an act, entitled "An act to incorporate the Glasgow Grangers' Mutual Benefit Society;"

An act to amend an act, entitled "An act to authorize the Franklin county court to issue bonds for the aid of turnpike roads and other purposes;"

An act in relation to the county levy and ad valorem tax in Boyd county, and legalizing the action of the court of levy of January, 1880;

An act to authorize the Cumberland county court to levy an ad valorem tax for county purposes;

An act to incorporate the Ohio County Fair Company;

An act to amend an act to establish the People's Bank;

An act to amend the charter of the Lebanon and Bradfordsville Turnpike Road Company;

An act to provide for deduction of time from the terms of sentence of prisoners confined in the city work-house of Louisville;

An act for the benefit of John D. Strong, of Breathitt county;

An act to amend an act relating to opening and repairing roads in Boone county;

An act for the benefit of Anton Ehret;

An act to amend an act, entitled "An act to incorporate the Danville Gas-light Company," approved February 7th, 1874;

An act to amend the charter of the Coal Road Construction Company;

An act to authorize the city of Dayton, in Campell county, to issue bonds and fund her present indebtedness;

An act to establish a road law for the county of Boyd;

An act to amend an act, entitled "An act for the benefit of the tax-payers of Lyon county," approved February 6th, 1878;

An act to amend and reduce into one the several acts in relation to the town of Brownsville;

An act to amend an act, entitled "An act to regulate the sale of spirituous, vinous, and malt liquors in the county of Greenup," approved April 10th, 1878, and to repeal so much of said act as comes in conflict with this act;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of James Gorin, of Hart county;

An act to incorporate St Mary's Cemetery, of Franklin, Simpson county;

An act to incorporate the Uniontown and Morganfield Turnpike and Gravel Road;

An act to amend section 24 of an act, entitled "An act to revise and amend the charter of the city of Newport;"

An act to incorporate the Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county;

An act to improve and keep in order the turnpike roads of Logan county;

An act for the benefit of the owners of the grounds of the West Louisville Cemetery;

An act to incorporate the Carpenter and Hustonville Station Turnpike Road Company;

Resolution in relation to the printing of the Insurance Department;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Leave was granted to bring in the following bills, viz:

On motion of Mr. McElrath—

1. A bill, entitled "An act to incorporate the Madison and Southern Railway Company."

On motion of Mr. Rowlett—

2. A bill to amend subsections 1 and 2 of section 667 of the Civil Code of Practice.

Ordered, That the Committee on Codes of Practice prepare and bring in said bills.

Mr. Hays moved the following resolution, viz:

Resolved by the Senate, That during the remainder of the session the order of business shall be an alphabetical call of the Senators each morning until 10½ A. M. Upon the call, each Senator shall be entitled to report or call two bills, either of a general or local character.

Mr. Carpenter moved to amend said resolution by adding thereto the following, viz:

And that a motion to suspend the rule for the passage of bills of a local character shall not be entertained during said time.

And the question being taken thereon, it was decided in the affirmative.

Mr. Frederick moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the negative.

Mr. Blackburn moved to amend said resolution by adding thereto the following, viz :

Provided, That none but bills of a general character shall be called under said resolution.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Henry George,	T. J. McElrath,
James Blackburn,	P. P. Johnston,	R. I. McQuiddy—6.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	G. W. Reeves,
Joseph Bertram,	Clint. Griffith,	John W. Rowlett,
J. H. Bruce,	George T. Halbert,	James Shackleford,
M. T. Carpenter,	R. G. Hays,	H. H. Skiles,
A. R. Clarke,	Sam. E. Hill,	Ishmael H. Smith,
Attila Cox,	Thomas Johnson,	J. H. Wilkinson,
Charles D. Foote,	Thos. J. Megibben,	A. H. Willingham—23.
W. H. Frederick,	W. O. Mize,	

Mr. McElrath moved to amend said resolution by striking out the words "morning until 10½ o'clock, A. M.," and insert in lieu thereof "each Tuesday and Wednesday, from 7½ o'clock until 10 o'clock P. M."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and Reeves, were as follows, viz :

Those who voted in the affirmative, were—

Albert S. Berry,	Henry George,	W. O. Mize,
Joseph Bertram,	Sam. E. Hill,	G. W. Reeves,
James Blackburn,	C. N. Lewis,	John W. Rowlett,
Charles D. Foote,	T. J. McElrath,	Ishmael H. Smith,
W. H. Frederick,	R. I McQuiddy,	A. H. Willingham—15.

Those who voted in the negative, were—

Cromwell Adair,	Clint. Griffith,	Thos. J. Megibben,
J. H. Bruce,	George T. Halbert,	Alex. B. Montgomery,
M. T. Carpenter,	R. G. Hays,	James Shackleford,
A. R. Clarke,	Thomas Johnson,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	J. H. Wilkinson—16.
C. W. Gilmore,		

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The Senate resumed the consideration of the unfinished report of the Committee on Sinking Fund, it being a bill, entitled

A bill to authorize the Commissioners of the Sinking Fund to sell the stock in turnpike roads.

Mr. Montgomery moved an amendment to said bill.

Pending the consideration of which, Mr. P. P. Johnston moved to lay said bill and amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Reeves and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Samuel E. Hill,	H. H. Skiles,
Charles D. Foote,	P. P. Johnston,	Ishmael H. Smith,
John T. Gathright,	T. J. McElrath,	J. H. Wilkinson,
Henry George,	R. I. McQuiddy,	A. H. Willingham—14.
Clint. Griffith,	D. G. Mitchell,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Thos. J. Megibben,
Joseph Bertram,	C. W. Gilmore,	W. O. Mize,
James Blackburn,	George T. Halbert,	A. B. Montgomery,
J. H. Bruce,	R. G. Hays,	G. W. Reeves;
M. T. Carpenter,	Thomas Johnson,	John Walter Rowlett,
A. R. Clarke,	C. N. Lewis,	Jas. Shackleford—19.
Attila Cox,		

Mr. Bruce moved to print said bill, and recommit it to the Committee on the Sinking Fund, with instructions to report Tuesday, the 6th inst., at 12 o'clock, M.

And the question being taken thereon, it was decided in the affirmative.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Southern Bank of Kentucky.

An act to amend an act to incorporate the Kentucky Union Railway Company, approved March 10th, 1854.

An act to amend the charter of the Louisville, Cincinnati and Lexington Railroad Company.

An act for the benefit of the Commissioners of the Sinking Fund of the Louisville and Nashville Railroad for Logan and Simpson counties.

An act ceding to the United States jurisdiction over certain lands in Campbell county.

An act to incorporate the town of Livingston, Rockcastle county.

An act in relation to the Capitol grounds.

An act for the benefit of Green county, empowering said county to compromise her bonded debt, and to provide for the payment of the same.

An act allowing Chas. S. Grubbs, county judge of Logan county, to practice law in certain cases.

An act for the benefit of T. B. Bullock.

An act to charter the Cumberland River Railway, Mining, and Manufacturing Company.

An act to incorporate the Bonanza Bridge Company of Kentucky.

The Senate, according to order, resumed the consideration of a bill, entitled

A bill to provide for leasing the surplus labor in the Kentucky Penitentiary,

The question pending being upon reconsidering the vote by which the previous question had been ordered.

And the question being taken thereon, it was decided in the affirmative by the casting vote of the Speaker, Hon. James E. Cantrill.

The yeas and nays being required thereon by Messrs. Wilkinson and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	T. J. McElrath,	H. H. Skiles,
J. H. Bruce,	Thos. J. Megibben,	Ishmael H. Smith,
John T. Gathright,	A. B. Montgomery,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham,
Sam. E. Hill,	John W. Rowlet,	Jas. E. Cantrill—17.
P. P. Johnston,	James Shackleford,	

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	Thomas Johnson,
Albert S. Berry,	W. H. Frederick,	C. N. Lewis,
Joseph Bertram,	Clinton Griffith,	R. I. McQuiddy,
M. T. Carpenter,	George T. Halbert,	D. G. Mitchell,
A. R. Clarke,	R. G. Hays,	W. O. Mize—16.
Attila Cox,		

Mr. Foote then withdrew the motion made by him for the previous question.

The amendment proposed by Mr. McQuiddy on yesterday reads as follows, viz:

Add after the word "rations," in the sixth line of the sixth section, "with sufficient variety of vegetable and animal food for health."

And the question being taken thereon, it was decided in the affirmative.

The amendment proposed by Mr. Montgomery on yesterday reads as follows, viz:

Add as an additional section the following: "It shall be the duty of the Attorney General to examine into and prosecute all violations of this and all other laws governing the Penitentiary, which have occurred within the last twelve months, or may hereafter occur."

And the question being taken thereon, it was decided in the affirmative by the casting vote of the Speaker, Hon. Jas. E. Cantrill.

The yeas and nays being required thereon by Messrs. Montgomery and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Sam. E. Hill,	H. H. Skiles,
J. H. Bruce,	P. P. Johnston,	Ishmael H. Smith,
A. R. Clarke,	Thos. J. Megibben,	J. H. Wilkinson,
John T. Gathright,	A. B. Montgomery,	A. H. Willingham,
Henry George,	G. W. Reeves,	Jas. E. Cantrill—17.
Clint. Griffith,	Jas. Shackleford,	

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	T. J. McElrath,
Albert S. Berry,	George T. Halbert,	R. I. McQuiddy,
Joseph Bertram,	R. G. Hays,	D. G. Mitchell,
M. T. Carpenter,	Thomas Johnson,	W. O. Mize,
Attila Cox,	C. N. Lewis,	John W. Rowlett—16.
Charles D. Foote,		

The question was then taken on the seventh amendment proposed by Mr. P. P. Johnston on yesterday, which reads as follows, viz:

Add to section three the following: "*Provided*, They shall have the privilege of writing to their friends, and of conversing with persons visiting them, under proper restrictions, at least once a week."

And it was decided in the negative.

The question was then taken upon the adoption of the eighth amendment proposed by Mr. P. P. Johnston on yesterday, which reads as follows, viz:

Strike out section seven and insert in lieu thereof the following:

That the said Commissioners shall, unless required by law to do otherwise, pay the net proceeds of the hire of the convicts into the State Treasury, except that they may, if the State have the right to control so much thereof, reserve and pay one fourth of the ratable hire of each convict to the said convict or to his family, in their discretion.

Pending the consideration of which, the hour having arrived for the execution of the joint order of the day, further action thereon was cut off.

A message was received from the House of Representatives announcing that they were now ready to proceed to the execution of the joint order of the day.

The Senate then repaired to the Hall of the House of Representatives.

The Speaker of the Senate took the Chair, and called the Joint Assembly to order.

His Excellency the Governor, the Honorable Luke P. Blackburn, then, in the presence of the Senate and House of Representatives in joint session assembled, presented to William Devan, John Tully, and John Gillooly, the medals heretofore awarded to them by a vote of the General Assembly for heroic deeds in saving the lives of various persons from drowning at the falls of the Ohio river at Louisville.

Mr. Representative Pierce then moved that the Joint Assembly do now dissolve.

Which motion was adopted.

The Senators then repaired to the Senate Chamber.

The Speaker took the Chair and called the Senate to order.

Mr. Skiles, at 2 oclock and 10 minutes, P. M., moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Reeves, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. W. Gilmore,	A. B. Montgomery,
Joseph Bertram,	Geo. T. Halbert,	John W. Rowlett,
James Blackburn,	P. P. Johnston,	James Shackleford,
J. H. Bruce,	C. N. Lewis,	J. H. Wilkinson,
John T. Gathright,	Thos. J. Megibben,	A. H. Willingham—15.

Those who voted in the negative, were—

Cromwell Adair,	Clinton Griffith,	W. O. Mize,
M. T. Carpenter,	Samuel E. Hill,	G. W. Reeves,
A. R. Clarke,	Thos. Johnson,	H. H. Skiles,
Chas. D. Foote,	R. I. McQuiddy,	Ishmael H. Smith—14.
Henry George,	D. G. Mitchell,	

And then the Senate adjourned.

SATURDAY, APRIL 3, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to allow the voters of Ballard county to vote on the question of removing the county seat of Ballard county.

An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Stanford."

An act for the benefit of Isham Cottingham, of Henderson county.

An act to amend an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of the court-house in Edmonton, Metcalfe county."

An act to amend an act, entitled "An act for the benefit of Benjamin Gratz Park, of Lexington."

An act to continue and extend the charter of the Franklin Insurance Company of Louisville, and to amend said charter.

An act to authorize the formation of corporations to construct turnpike and gravel roads in the county of Henderson.

An act to incorporate the Limestone Fire Insurance Company, of Maysville, Kentucky.

An act to incorporate the town of Fancy Farm, in Graves county.

An act to incorporate the Kentucky and Indiana Bridge Company.

An act to prevent stock from running at large in the New Castle magisterial district, in Henry county.

An act to incorporate the Campbellsville Cemetery Company.

An act incorporating the Supreme Council of the Catholic Knights of America.

An act to empower the county court of Mercer county to make subscriptions to the capital stock in turnpike roads in Mercer county.

An act for the benefit of the owners of sheep killed by dogs and to tax the owners and controllers of dogs for their benefit, in Bath county.

An act to incorporate Cadiz Lodge, No. 1635, of Knights of Honor, in Trigg county.

An act to amend an act, entitled "An act to authorize the Louisville Insurance Company, the Franklin Insurance Company, and

the Union Insurance Company, all of Louisville, Kentucky, to do a general fire and marine insurance business, under the name and style of the Louisville Underwriters," approved February 20, 1878.

An act for the benefit of J. O. Carson, M. D.

An act to amend the charter of Louisa, Lawrence county.

An act to incorporate Gallilean Lodge, No. 1, Paducah, Kentucky.

An act for the benefit of common school district No. 4, in McCracken county.

An act to revise and reduce into one the charter and various amendments of the town of Frenchburg, in Menifee county.

That they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to regulate and fix the pay of the elected and appointed officers of the Senate and House of Representatives not provided for by law.

An act providing for a tax to assist in building turnpike roads in Kenton county.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the Central Lunatic Asylum at Anchorage.

2. An act to amend an act, entitled "An act to authorize the Lawrence county court to levy an additional tax for road and bridge purposes, and for public improvements," approved February 23, 1876.

3. An act in relation to the levy and collection of certain taxes in Caldwell county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Charitable Institutions; the 2d to the Committee on Internal Improvement, and the 3d to the Committee on Courts of Justice.

On motion of Mr. Blackburn, leave of absence, indefinitely, was granted Messrs. Cox, Edwards, Smith, and Murray.

Mr. Hill withdrew the motion heretofore made by himself to reconsider the vote by which the Senate had passed a bill, entitled

An act authorizing and directing the sale of the house and grounds situated in Frankfort, known and used as a Governor's Mansion.

The following remonstrance was presented, viz:

By Mr. McQuiddy—

The remonstrance of sundry citizens of Washington county, against the passage of an act changing the boundary line of said county.

Which was received, the reading dispensed with, and referred to the Committee on the Judiciary.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Bertram, from the Committee on Education—

An act in aid of common school district No. 10, Cumberland county.

By Mr. Mitchell, from the Committee on Privileges and Elections—

An act to establish an additional voting and magisterial district in Martin county.

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

An act to amend the charter of the town of Ewing, in Fleming county, and to prevent the sale of spirituous, vinous, or malt liquors within one mile of the corporate limits.

By same—

An act to incorporate the Upper Blue Lick and Elizaville and Flemingsburg Turnpike Road Company.

By same—

An act to amend the charter of the town of Berryville, and change the name thereof.

By Mr. Skiles, from the Committee on Banks and Insurance—

An act to incorporate the Bowling Green Fire and Marine Insurance Company.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of Thos. H. Stevens, of Clark county.

By Mr. Adair, from the Committee on Finance—

An act to amend an act, entitled "An act to authorize the city of Henderson to issue bonds and fund her present indebtedness."

With an amendment as a substitute for the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Adair, from the Committee on Finance—

A bill for the benefit of Roxana Hughes.

By Mr. Berry, from the Committee on General Statutes—

A bill to amend the charter of the Twelve-mile Turnpike Company, in Campbell county.

By same—

A bill to correct a mistake in and amend an act, entitled "An act to amend the charter of the Newport and Licking Turnpike Road Company," approved February 12th, 1880.

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

A bill to incorporate the Louisville Water Power Company.

By same—

A bill to incorporate the Bessemer Coal and Iron Company.

By Mr. Adair, from the Committee on Appropriations—

A bill for the benefit of the Union county court, authorizing said court to appoint a collector of county revenue.

By same—

A bill authorizing the funding board of Caseyville and Lindle districts, in Union county, to bring suits, and bind said districts for the expenses thereof.

By Mr. Griffith, from the Committee on Banks and Insurance—

A bill to incorporate the Morgantown Deposit Bank of Morgantown.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Hays withdrew the motion heretofore made by himself to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act authorizing the Register of the Land Office to issue a patent to J. J. Hitchcock for two hundred acres of land on Townhead Island, Hickman county.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of the Goshen and Sligo Turnpike Road Company, of Oldham county.

An act to improve and keep in order the turnpike roads of Logan county.

An act to incorporate the Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county.

An act to amend section 24 of an act, entitled "An act to revise and amend the charter of the city of Newport."

An act to incorporate the Uniontown and Morganfield Turnpike and Gravel Road.

An act to incorporate the Carpenter and Hustonville Station Turnpike Road Company.

An act to amend an act to provide for appointing and electing commissioners for the county of Kenton, and defining their duties, &c.," approved March 27, 1880.

An act for the benefit of the owners of the grounds of the West Louisville Cemetery.

An act to incorporate St Mary's Cemetery, of Franklin, Simpson county.

Resolution in relation to the printing of the Insurance Department.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, March 3, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as members of the State Board of Health the following named gentlemen, viz: Drs. J. N. McCormick, of Bowling Green, and James Holland, of Louisville, and respectfully ask your advice and consent thereto.

Respectfully,
LUKE P. BLACKBURN.

Resolved, That the Senate advise and consent to said nominations.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the board of trustees of the city graded school of Cynthiana," approved April 5th, 1878.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as also that ordering it to be read a third time, were reconsidered.

Mr. Megibben then moved to reconsider the vote by which the Senate had adopted an amendment proposed by himself to said bill.

Which motion was adopted.

Mr. Megibben then withdrew the amendment proposed by himself to said bill.

Mr. Megibben then moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Gathright, from the Committee on Internal Improvement, to whom was recommitted a bill, entitled

A bill to incorporate the American Commercial Company,

Reported the same without amendment.

Sundry amendments were proposed to said bill.

Pending the consideration of which, Mr. Montgomery moved that said bill and amendments be committed to the Committee on General Statutes, with instructions to report thereon Tuesday next, the 6th inst., at 11 o'clock, A. M.

Which motion was adopted.

Mr. Foote, from the Committee on Claims, to whom had been referred leave to bring in a bill, entitled

A bill for the benefit of Samuel Whitesides, of Henry county,

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Samuel E. Hill,	Jas. Shackleford,
Charles D. Foote,	Thomas Johnson,	H. H. Skiles,
George T. Halbert,	C. N. Lewis,	J. H. Wilkinson—11.
R. G. Hays,	W. O. Mize,	

Those who voted in the negative were—

Cromwell Adair,	John T. Gathright,	Thos. J. Megibben,
Albert S. Berry,	C. W. Gilmore,	D. G. Mitchell,

James Blackburn,	Clinton Griffith,	A. B. Montgomery,
M. T. Carpenter,	T. J. McElrath,	G. W. Reeves,
A. R. Clarke,	R. I. McQuiddy,	A. H. Willingham—15.

Mr. Foote, from the Committee on Claims, then reported a bill, entitled

A bill for the benefit of Samuel Whitesides, of Henry county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bil be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and is hereby, directed to draw his warrant upon the Treasury for the sum of one hundred dollars ($100) in favor of Samuel Whitesides, of Henry county.

§ 2. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Skiles and Shackleford, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Albert S. Berry,	Henry George,	Thomas J. Megibben,
James Blackburn,	C. W. Gilmore,	D. G. Mitchell,
M. T. Carpenter,	Clint. Griffith,	G. W. Reeves,
A. R. Clarke,	Thomas Johnson,	A. H. Willingham—17.
W. H. Frederick,	T. J. McElrath,	

Those who voted in the negative, were—

Joseph Bertram,	Samuel E. Hill,	James Shackleford,
Charles D. Foote,	C. N. Lewis,	H. H. Skiles,
George T. Halbert,	A. B. Montgomery,	J. H. Wilkinson—9.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a joint resolution, entitled

Resolution fixing the pay of certain officers of the present General Assembly, and to provide for the payment thereof,

Together with the amendment as a substitute for said resolution, reported by the Committee on Retrenchment and Reform.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the following sums of money are hereby appropriated to the following named persons, to be paid by the Treasurer out of any money in the Treasury not otherwise appropriated, upon the warrant of the Auditor: To the Speakers of the Senate and House of Representatives,

ten dollars each per day during the present session; to the principal clerks of the Senate and House of Representatives, eight dollars each per day during the present session, and ten days after adjournment of the General Assembly for preparing acts for publication; to the assistant clerks of the Senate and House of Representatives, eight dollars each per day during the present session, and ten days after adjournment of the General Assembly for preparing acts for publication; to the second assistant clerks of the Senate and House of Representatives, ecah five dollars per day for such time as the chief clerks of the two Houses may certify they have acted, which time shall end with the present session; to the janitors of the House and Senate, each three dollars per day; to the enrolling clerks of the Senate and House of Representatives, each five dollars per day during the present session.

This resolution shall take effect and be in force from and after its passage.

Said proposed substitute reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the following sums of money are hereby appropriated to the following named persons, to be paid by the Treasurer out of any money in the Treasury not otherwise appropriated, upon the warrant of the Auditor: The Speaker of the Senate and House of Representatives, ten dollars each per day during the present session; the principal clerks of the Senate and House of Representatives, ten dollars each per day during the present session, and ten days after adjournment of the General Assembly for preparing acts for publication; the assistant clerks of the Senate and House of Representatives, ten dollars each per day during the present session, and ten days after adjournment of the General Assembly, for preparing acts for publication; the second assistant clerks of the Senate and House of Representatives, each six dollars per day for such time as the chief clerks of the two Houses may certify they have acted, which time shall end with the present session; the janitors of the Senate and House of Representatives, two dollars and fifty cents per day; the enrolling clerks of the Senate and House of Representatives, each seven dollars per day during the present session.

This resolution shall take effect and be in force from and after its passage.

And the question being taken on the adoption of said substitute, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Clint. Griffith,	Thos. J. Megibben,
James Blackburn,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	R. G. Hays,	A. B. Montgomery,
W. H. Frederick,	Thomas Johnson,	Jas. Shackleford,
John T. Gathright,	P. P. Johnston,	J. H. Wilkinson,
Henry George,	C. N. Lewis,	A. H. Willingham—20.
C. W. Gilmore,	T. J. McElrath,	

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	G. W. Reeves,
Joseph Bertram,	Samuel E. Hill,	John W. Rowlett,
M. T. Carpenter,	D. G. Mitchell,	H. H. Skiles—9.

The question was then taken upon the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. W. Gilmore,	Thos. J. Megibben,
James Blackburn,	Clint. Griffith,	D. G. Mitchell,
M. T. Carpenter,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	R. G. Hays,	A. B. Montgomery,
Charles D. Foote,	Thomas Johnson,	Jas. Shackleford,
W. H. Frederick,	P. P. Johnston,	H. H. Skiles,
John T. Gathright,	C. N. Lewis,	A. H. Willingham—23.
Henry George,	T. J. McElrath,	

Those who voted in the negative, were—

Cromwell Adair,	G. W. Reeves,	John W. Rowlett—4.
Sam. E. Hill,		

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for leasing the surplus labor in the Kentucky Penitentiary,

The question pending being on the adoption of the amendment proposed by Mr. P. P. Johnston on yesterday.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	T. J. McElrath,	Jas. Shackleford,
John T. Gathright,	Thos. J. Megibben,	H. H. Skiles,
Henry George,	A. B. Montgomery,	J. H. Wilkinson,
Samuel E. Hill,	G. W. Reeves,	A. H. Willingham—13.
P. P. Johnston,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Albert S. Berry,	C. W. Gilmore,	R. I. McQuiddy,
Joseph Bertram,	Clinton Griffith,	D. G. Mitchell,
M. T. Carpenter,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	R. G. Hays,	John W. Rowlett—17.
Charles D. Foote,	Thomas Johnson,	

Mr. Wilkinson then moved the following amendment to said bill, viz:

Amend section three, fifth line, by adding after the word discipline, the following provision: "But no contractor under this act shall have the power, under any contract of hiring with the Commissioners of the Sinking Fund, to inflict corporal punishment, by stripes or otherwise, upon

any convict in his employment; and for any violation of this provision, said contractor or agent so guilty shall be subjected to the penalty prescribed in section four of this act."

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. McElrath moved to amend said bill by striking out the eighth line of the 1st section thereof.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	T. J. McElrath,	J. H. Wilkinson,
Clinton Griffith,	A. B. Montgomery,	A. H. Willingham—7.
P. P. Johnston,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	Thos. J. Megibben,
Albert S. Berry,	C. W. Gilmore.	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	Samuel E. Hill,	G. W. Reeves,
Charles D. Foote,	Thomas Johnson,	John W. Rowlett,
W. H. Frederick,	C. N. Lewis,	James Shackleford,
John T. Gathright,	R. I. McQuiddy,	H. H. Skiles—21.

Mr. Blackburn then moved to amend said bill by adding thereto the following as an additional section, viz:

Provided, The convicts hired or worked out under the provisions of this bill shall not be worked or employed in the counties of Woodford, Scott, or Jessamine.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Adair, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	Jas. Shackleford,
John T. Gathright,	Thos. J. Megibben,	H. H. Skiles,
Henry George,	A. B. Montgomery,	J. H. Wilkinson,
Clint. Griffith,	G. W. Reeves,	A. H. Willingham—13.
Sam. E. Hill,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Albert S. Berry,	C. W. Gilmore,	R. I. McQuiddy,
Joseph Bertram,	Geo. T. Halbert,	D. G. Mitchell,
M. T. Carpenter,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Thomas Johnson,	John W. Rowlett—16.
Charles D. Foote,		

Mr. Wilkinson then moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and George, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	John W. Rowlett,
John T. Gathright,	Thos. J. Megibben,	A. H. Willingham—8.
Clinton Griffith,	G. W. Reeves,	

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	T. J. McElrath,
Albert S. Berry,	C. W. Gilmore,	R. I. McQuiddy,
Joseph Bertram,	George T. Halbert,	D. G. Mitchell,
M. T. Carpenter,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Sam. E. Hill,	A. B. Montgomery,
Charles D. Foote,	Thos. Johnson,	Jas. Shackleford,
W. H. Frederick,	C. N. Lewis,	H. H. Skiles—21.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Willingham and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	T. J. McElrath,
Albert S. Berry,	Clinton Griffith,	R. I. McQuiddy,
Joseph Bertram,	R. G. Hays,	D. G. Mitchell,
M. T. Carpenter,	Thomas Johnson,	W. O. Mize,
A. R. Clarke,	C. N. Lewis,	John W. Rowlett—16.
Charles D. Foote,		

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	James Shackleford,
W. H. Frederick,	Thos. J. Megibben,	H. H. Skiles,
Henry George,	A. B. Montgomery,	A. H. Willingham—11.
Samuel E. Hill,	G. W. Reeves,	

Paired: Geo. T. Halbert, yea, and Geo. T. Edwards, nay; Attila Cox, yea, and J. H. Bruce, nay.

Resolved, That the title of said bill be as aforesaid.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, which originated in the Senate, entitled

Resolution fixing the pay of certain officers of the present General Assembly, and to provide for the payment thereof,

With an amendment thereto.

Which was taken up, twice read, and concurred in.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the House of Representatives, of the following title, viz:

An act for the benefit of Charles B. Wickliffe, late sheriff of Muhlenburg county;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of Berea Church, in Logan county;

An act to incorporate the Christian Church at Berea, in Logan county, and for the protection of the same from injury;

An act to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company," and to provide for the future management and control of the Green and Barren River Line of Navigation;

An act to incorporate the Bonanza Bridge Company of Kentucky;

An act to repeal an act, entitled "An act to incorporate the town of Clayville, in Webster county;"

An act to incorporate the Dixon Lodge, No. 467, of Free and Accepted Masons, in Webster county;

An act to amend an act, entitled "An act to incorporate Brooksville Seminary," approved March 5th, 1868;

An act to amend an act, entitled "An act to regulate the sale of spirituous or intoxicating beverages in Lewis county;"

An act to amend section 35 of an act, entitled "An act to amend and reduce into one the several acts in regard to the city of Vanceburg, in Lewis county," approved March 13, 1876;

An act to incorporate the Falmouth and Wagoner's Ferry Turnpike Company;

An act to change the time of holding the Henderson county court;

An act to authorize the Morgan county court to levy a poll and ad valorem tax for road and bridge purposes;

Resolution fixing the pay of certain officers of the present General Assembly, and to provide for the payment thereof;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed an enrolled resolution, which originated in the Senate, entitled

Resolution fixing the pay of certain officers of the present General Assembly, and to provide for the payment thereof.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Clarke—

1. A bill to incorporate the Collinsville Turnpike Road Company.

On motion of Mr. Foote—

2. Special bill for clerk Kenton county court.

On motion of Mr. Hays—

3. A bill chartering the Louisville and Hendersonville Bridge Company.

On motion of Mr. Blackburn—

4. A bill to amend and extend the charter of the Midway and Craig's Mill Turnpike Road Company.

On motion of same—

5. A bill to amend the charter of the Spring Station and Midway Turnpike Company.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st, 4th, and 5th; the Committee on Claims the 2d, and the Committee on Railroads the 3d.

And then the Senate adjourned.

MONDAY, APRIL 5, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Coal Road Construction Company.

An act to amend the charter of the Campbell Turnpike Road Company.

An act to establish a road law for the county of Boyd.

An act to amend an act, entitled "An act for the benefit of the tax-payers of Lyon county," approved February 6th, 1878.

An act to amend an act, entitled "An act to regulate the sale of spirituous, vinous, and malt liquors in the county of Greenup," approved April 10th, 1878, and to repeal so much of said act as comes in conflict with this act.

An act to amend the charter of the Mortonsville and Lexington Turnpike Road Company, approved January 14th, 1860.

An act to incorporate the town of Orangeburg, in Mason county.

An act to legalize certain orders and acts of the board of trustees, and certain licenses granted by the clerk of the board of trustees of the town of Frenchburg, Menifee county.

An act to amend section 30, article 1, chapter 94, General Statutes.

An act to prevent the retailing of spirituous, vinous, or malt liquors, in quantities less than ten gallons, within one mile of the Lewisburg Institute, in Mason county.

An act for the benefit of B. F. Nolen, late sheriff of Harlan county;

An act to authorize the city of Dayton, in Campbell county, to issue bonds and fund her present indebtedness.

An act to incorporate the Ohio County Fair Company.

An act to amend an act relating to opening and repairing roads in Boone county.

An act for the benefit of John D. Strong, of Breathitt county.

An act to provide for deduction of time from the terms of sentence of prisoners confined in the city work-house of Louisville.

An act to authorize the Cumberland county court to levy an ad valorem tax for county purposes.

An act to amend the charter of the Lebanon and Bradfordsville Turnpike Road Company.

An act to amend an act to establish the People's Bank.

An act to amend an act, entitled "An act for the benefit of the trustees of the town of Danville in respect to locating repair-shops of the Cincinnati Railway."

An act for the benefit of Anton Ehret.

An act for the benefit of the Sulphur Well branch of the Nicholasville and Kentucky River Turnpike Road Company.

An act authorizing the county court of Spencer county to increase the county levy.

An act to amend and reduce into one the several acts in relation to the town of Brownsville.

An act to amend an act, entitled "An act to authorize the Franklin county court to issue bonds for the aid of turnpike roads and other purposes."

An act to amend an act, entitled "An act to incorporate the Glasgow Grangers' Mutual Benefit Society."

An act to prevent the sale of spirituous, vinous, and malt liquors within two miles of Bagdad, Shelby county.

An act in relation to the county levy and ad valorem tax in Boyd county, and legalizing the action of the court of levy of January, 1880.

An act to amend an act, entitled "An act to incorporate the Danville Gas-light Company," approved February 7th, 1874.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Jacob Hawthorne.

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876.

An act donating the Sine Pendulum to the Agricultural and Mechanical College of the State.

An act to incorporate the Kentucky Baptist Assurance Association.

That they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Harrison County Insurance Company," approved April 9th, 1878.

An act to incorporate the town of Spottsville, in Henderson county.

An act to incorporate the Columbus and Tennessee River Railroad Company.

That they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to incorporate the Bank of J. B. and Chas. Goodpaster & Co."

2. An act for the benefit of V. F. Hartis, committee of W. Hartis, a pauper lunatic, of Butler county.

3. An act to amend an act, approved January 27, 1876, entitled "An act approved March 19, 1873, entitled 'An act to incorporate the Pomeroy Coal Company.'"

4. An act to incorporate the North and South Railway Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Banks and Insurance; the 2d to the Committee on Claims; the 3d to the Committee on General Statutes, and the 4th to the Committee on Railroads.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Foote, from the Committee on Claims—

An act for the benefit of John Ireland, of Woodford county.

By Mr. Hill, from the Committee on Education—

An act to incorporate Walnutta Collegiate Institute, Paint Lick, Garrard county.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of S. M. Peacock, of Garrard county.

By Mr. Blackburn, from same committee—

An act for the benefit of E. H. Mottley, late sheriff of Warren county.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to incorporate the Hardinsville, Harrisonville, and Bullard's Cross-road Turnpike Company.

By Mr. Cox, from the Committee on Internal Improvement—

An act to incorporate the Whitehaven and Richwood Turnpike Road Company, in Boone county.

By same—

An act to incorporate the Lusby's Mills and Beech Branch Turnpike Road Company, in Owen county.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the New Albany and Chicago Railway Company.

By same—

An act in relation to the Louisville, New Albany, and St. Louis Railway Company.

By Mr. Hill, from the Committee on Education—

An act to amend and change an act approved March 22, 1878, to incorporate Columbus College, in Hickman county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend section 10, article 17, chapter 29, of the General Statutes, title "Crimes and Punishments."

By Mr. Griffith, from the Committee on Education—

An act to repeal an act in regard to school district No. 30, in McLean county.

By Mr. Griffith, from the Committee on General Statutes—

An act to authorize and empower precinct No. 3. (Livermore), McLean county, to compromise and fund its bonded debt.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to authorize the Boyd county court to apply the local tax on Chattaroi Railway Company's road and property in payment of expenditures for right of way to a limited amount.

By same—

An act to authorize and empower the county court of Lawrence county to issue the bonds of said county to pay for the right of way of the Chattaroi Railway Company through said county.

By Mr. Carpenter, from the Committee on General Statutes—

An act creating and incorporating the Mayfield Jockey Club, in Graves county.

By Mr. Cox, from the Committee on Internal Improvement—

An act to incorporate a turnpike road company in Grant county.

By Mr. Bruce, from the Committee on Railroads—

An act to authorize and empower the Montgomery county court to issue bonds for the purpose of refunding and paying the outstanding and unpaid bonds of the Lexington and Big Sandy Railroad Company against Montgomery county.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of Jas. W. McCarney, jailer of Bourbon county.

By same—

An act for the benefit of Mary McTaggert.

By Mr. Cox, from the Committee on Internal Improvement—

An act to incorporate the Harp Turnpike Road Company.

By Mr. Hill, from the Committee on Education—

An act for the benefit of school district No. 1, of Carter county.

By Mr. Foote, from the Committee on Claims—

An act to amend an act, entitled "An act to incorporate Clark's River Grange, No. 228, Patrons of Husbandry, of Calloway county."

By same—

An act for the benefit of B. E. Bourland, of Murray, Calloway county.

By Mr. Mize, from same committee—

An act for the benefit of E. L. Price, of Webster county.

By same—

An act for the benefit of John W. White, late sheriff of McLean county.

By same—

An act for the benefit of Geo. S. Hardy, of Logan county.

By Mr. Foote, from same committee—

An act to amend an act, entitled "An act to incorporate the Covington and Taylor's Mill Turnpike Road Company."

By Mr. McElrath, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to incorporate the town of Worthville, in Carroll county."

By same—

An act to incorporate the Carroll, Gallatin and Owen Union Fair and Exposition Association.

By same—

An act to incorporate the Eagle Valley Hotel Company, in Carroll county.

By same—

An act to amend an act, approved March 18, 1871, incorporating the town of Eminence, in Henry county.

By Mr. Hill, from same committee—

An act to repeal in part an act, entitled "An act to extend the limits of the town of Morgantown, Butler county," approved March 7th, 1876.

By Mr. P. P. Johnston, from same committee—

An act for the benefit of the Board of Internal Improvement for Franklin county.

By Mr. Hill, from same committee—

An act to incorporate the town of West Louisville, in Daviess county.

By Mr. P. P. Johnston, from same committee—

An act to amend the charter of the town of North Middletown, Bourbon county.

By same—

An act to relieve the Bourbon County Agricultural and Mechanical Society from paying county or other local taxes.

By same—

An act to incorporate the North Middletown Cemetery Company, in Bourbon county.

By same—

An act to authorize the county court of Leslie county to issue bonds to creditors for work done on public buildings.

By Mr. Hill, from the Committee on Education—

An act to establish a public school for children of the African race residing in the city of Frankfort.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend the charter of the city of Louisville.

By same—

An act for the benefit of D. C. Skidmore, jailer of Harlan county.

By Mr. Wilkinson, from same committee—

An act to change the name of the Fuller Oil Company to the Kentucky Central Land Company, and to amend its charter, approved March 1st, 1865.

By same—

An act to incorporate Elizaville Lodge, No. 510, of Free and Accepted Masons.

By same—

An act to incorporate Pryorsburg Lodge, No. 257, Independent Order of Odd Fellows.

By same—

An act to incorporate the town of Nevada, in Mercer county.

By same—

An act incorporating the Ashland District Camp Meeting Association of the Methodist Episcopal Church.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the Owingsville and Big Sandy Railroad Company.

With amendments to the last three named bills.

Which were adopted.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on General Statutes—

A bill to divide the State of Kentucky into eighteen circuit court judicial districts.

By Mr. Carpenter, from the Committee on Railroads—

A bill to incorporate the Harrodsburg and Northwestern Railroad Company.

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill to increase the jurisdiction of the quarterly court of Mason county.

By Mr. Hill, from the Committee on Codes of Practice—

A bill for the benefit of A. B. Baird, of Ohio county.

By Mr. P. P. Johnston, from same committee—

A bill concerning the Northern Bank of Kentucky.

By Mr. Hill, from same committee—

A bill to incorporate the town of Stroud City, in Muhlenburg county.

By same—

A bill to incorporate Fordville Lodge, No. 600, of Free and Accepted Masons, in Ohio county.

By same—

A bill to authorize W. A. Mohon, late sheriff of Muhlenburg county, to appoint a deputy to collect unpaid taxes and fee bills due said Mohon.

By same—

A bill to provide for the further payment of costs in Commonwealth cases.

By same—

A bill for the benefit of J. H. Taylor, S. M. Dean, David Morton, and Henry Herr.

By Mr. P. P. Johnston, from same committee—

A bill to amend section 667, Civil Code of Practice.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was made the special order of the day for to-morrow, at 12 o'clock, M., and from day to day thereafter until disposed of; the last was placed in the orders of the day, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Foote, from the Committee on Claims, to whom had been referred leave to bring in a bill, entitled

A bill for the benefit of E. J. Derrington, of Fulton county,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was recommitted a bill, entitled

A bill for the benefit of Thos. W. Neel, of Butler county,

Reported the same without amendment.

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that Messrs. Allen, Owens, and Tartar had been appointed a committee of conference on the part of the House, to act in conjunction with a similar commiitee heretofore appointed by the Senate, to take into consideration the disagreement of the two Houses in regard to an amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend the charter of the city of Bowling Green.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, April 5th, 1880.

HON. JAMES E. CANTRILL, *Speaker of the Senate:*

SIR: I herewith return to the Senate, wherein it originated, without my approval, a bill, entitled "An act to incorporate the Bonanza Bridge Com-

pany of Kentucky." My objection to the passage of this bill is this: On the first day of April, instant, a bill which originated in the Senate, with indentically the same title and in the exact phraseology of the bill herewith returned, was presented to me and received the Executive approval, and is now a law, whereof the Senate was duly informed on the same day. As I fail to recognize the necessity for duplicating any law passed by the General Assembly, I return the bill with my objections to its passage.

Respectfully,

LUKE P. BLACKBURN, *Governor.*

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That H. H. Skiles and John C. Underwood, of Warren county, Eugene Underwood, of Louisville, Len. G. Faxon, of Paducah, W. L. Ringo, of Hickman county, John M. Brommel, of Columbus, and Oscar Turner, of Ballard county, citizens of the State of Kentucky, and such other persons as shall become associated with them by subscribing to the capital stock of said company, be, and they are hereby, with the right of perpetual succession, created a body-corporate, by the name and style of the Bonanza Bridge Company of Kentucky, for the purpose of constructing and maintaining a bridge across the Mississippi river, at a point in the county of Ballard or Hickman, between East Cairo, Kentucky, and a point one mile below Columbus, Kentucky, on said river; and for said purpose said company is hereby authorized to have and receive, by purchase or otherwise, and to hold in fee real estate, or to lease the same, and to have, hold, and possess goods, chattels, or property of whatever nature, and to any amount necessary to carry into effect the objects of the corporation; and the same to use, alienate, and dispose of at pleasure; to sue and be sued, to defend and be defended, in all courts having competent jurisdiction; to ordain and establish such rules, regulations, and by-laws, not inconsistent with the laws of this State and of the United States, as may be necessary for the efficient and proper management of said company.

§ 2. The authorized capital stock of said company is two millions of dollars. The number of shares into which said capital shall be divided is twenty thousand shares of one hundred dollars each.

§ 3. The persons named in this act, or any three of them, after giving ten days' notice thereof in any newspaper printed in Hickman county, Ballard county, McCracken county, Kentucky, and in Cairo, Illinois, are authorized to open books for subscription to the capital stock of said company, at such time and place or places as they may deem expedient; and when two hundred shares of the capital stock shall have been subscribed, they may, by public notice, call a meeting of the stockholders, and proceed to elect by ballot seven directors, who shall choose one person out of their number to be president, one to be secretary, and one to be treasurer of said company; and thereafter, on the first Tuesday in January annually, said stockholders shall elect seven directors to serve for one year, or until their successors are duly elected and qualified; and such board of directors shall choose from their number a president, secretary, and treasurer, as aforesaid: *Provided*, That if, from any cause, said election for directors shall not take place on the first Tuesday in January, then the same may be held at any subsequent time after ten days' notice thereof being given in any newspaper published in any two or all of the counties as aforesaid, which notice may be given by any stockholder of said company.

§ 4. That the directors and officers of said company, within ten days after their election or appointment, shall each take an oath of office; and the directors shall have power to fill all vacancies in their own body. The treasurer of said company shall give bond in such amount as shall be prescribed by resolution of the directors before the election or appointment of such treasurer, which bond shall be approved by the directors.

§ 5. That at all elections of directors each stockholder shall be entitled to one vote for each share of stock by him owned; and stockholders may vote by proxy duly appointed by writing.

§ 6. That said company shall have full power to construct and maintain a bridge across the Mississippi river at or between the points heretofore mentioned, with suitable avenues or approaches leading thereto; and said bridge may be constructed with pillars and a draw; but in order that said bridge may not obstruct the navigation of said river, the same shall be built with reference to the provisions of the several acts of Congress prescribing the elevation and length of spans, and manner of locating the piers of bridges across the Ohio and Mississippi rivers.

§ 7. That said company shall have the power to purchase or appropriate, in the manner provided by law, and hold such real estate as in the opinion of the directors of said company will be required for the site of said bridge and of suitable avenues and approaches thereto, or may locate the same on any public road or steamboat landing; and said company shall be responsible for injuries done to private property adjacent or near to such bridge by its location and construction, which may be recovered in any civil action brought by the owner or owners, or by the party injured, within the time prescribed by law for commencing civil acts arising upon torts.

§ 8. The said company shall have the right to fix reasonable rates of toll and collect the same for all persons, animals, and vehicles and property passing or transported over said bridge, and the said tolls shall be subject to regulation by the county court of the county in which said bridge is built; and said company shall set up and keep in a conspicuous place, at each end of said bridge, a board upon which said rates of toll shall be painted or printed in a plain and legible manner.

§ 9. That said company may lay down a railway track or tracks on said bridge and its approaches, and it is authorized to construct a railroad or railroads from said bridge to connect with any other railroad now built or which may be built in said county of Ballard or Hickman; such railroads to be built under the authority of this State or of the State of Missouri; and for the purpose of the construction of such railroad or railroads, may enter upon any lands in said counties and survey such railroad or railroads over the same, and establish all necessary rights of way in the manner provided by law for locating public roads; and said company shall have the right to contract, at any agreed rate, with any railroad company organized in this State under any general or special law, or any railroad company organized in any other State of the United States for the use of said bridge by the engines and cars and for the purposes of such railroad company; and any such railroad company organized, or that may be hereafter organized in this State or any other State of the United States, is hereby authorized to enter into such contract with said bridge company.

§ 10. That said company shall have the power to borrow money on the credit of the corporation, not exceeding its authorized capital stock, at any rate of interest not exceeding seven per centum per annum, and may

execute coupon bonds or other evidences of indebtedness therefor; and to secure the payment of the same may pledge or mortgage any or all of its property, rights, income, profits, and franchises of the corporation; and the directors of said company are authorized to sell, negotiate, or pledge any bonds or notes or other evidences of indebtedness issued in the name of the company, to raise money thereon for the use of the company, at such times and such places, either within or without the State, and for such prices and at such rates of discount as they may deem best; and the same or any portion thereof may be made and issued convertible into the stock of the company, on such conditions as the directors may prescribe; and upon the foreclosure of any mortgage made upon the bridge, land, and franchises of the company, and the sale of the property mortgaged, such sale shall pass to the purchaser or purchasers the corporate franchises of such company as fully as the company held them at the time such mortgage was executed.

§ 11. That any railroad company, or other private corporation, organized under the law of this State or any adjoining State, may become a subscriber to the capital stock of said bridge company to an amount not exceeding one third of such stock, or may purchase or take, by way of pledge, any of the bonds or other evidences of indebtedness issued by said bridge company.

§ 12. This act shall take effect from and after its passage.

The question was then taken, "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

In the affirmative—none.

Those who voted in the negative, were—

Cromwell Adair,	Clint. Griffith,	W. O. Mize,
Albert S. Berry,	George T. Halbert,	A. B. Montgomery,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Sam. E. Hill,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	Jas. Shackleford,
A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	J. H. Wilkinson,
Henry George,	T. J. McElrath,	A. H. Willingham—25.
C. W. Gilmore,		

So the bill was rejected, and the Governor sustained in his veto.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to authorize the Morgan county court to levy a poll and ad valorem tax for road and bridge purposes.

An act to change the time of holding the Henderson county court.

An act to amend section 35 of an act, entitled "An act to amend and reduce into one the several acts in regard to the city of Vanceburg, in Lewis county," approved March 30th, 1876.

An act to incorporate the Falmouth and Wagener's Ferry Turnpike Company.

An act to incorporate the Christian Church at Berea, in Logan county, and for the protection of the same from injury.

An act to repeal an act, entitled "An act to incorporate the town of Clayville, in Webster county."

An act to repeal in part an act, entitled "An act to incorporate the Green and Barren River Navigation Company, and to provide for the future management and control of the Green and Barren River Line of Navigation."

An act to amend an act, entitled "An act to regulate the sale of spirituous or intoxicating beverages in Lewis county."

An act for the benefit of Berea Church, in Logan county.

An act for the benefit of James Gorin, of Hart county.

An act to amend an act, entitled "An act to incorporate the Brooksville Seminary," approved March 15, 1868.

An act to incorporate the Dixon Lodge, No. 467, of Free and Accepted Masons, in Webster county.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, April 5, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

B. J. Horton, Jefferson county.
R. T. Colston, Jefferson county.
Geo H. Logan, Jefferson county.
W. H. Turner, Butler county.
J. C. Johnson, McLean county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of S. B. Reese, of Knox county.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill to provide for the fitting up and furnishing certain rooms in he building known as the Fire-proof Public Offices.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Hays,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow.

Mr. Foote, from the Committee on Claims, reported a resolution, entitled

Resolution concerning a settlement with N. Craig.

Which, under the rule, lies over one day.

Mr. Foote, from the Committee on Claims, to whom was referred a resolution from the House of Representatives, entitled

Resolution directing Auditor to draw his warrant in favor of Major, Johnston & Barrett for Statutes and Codes furnished this General Assembly,

Reported the same without amendment.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Mr. Foote, from the Committee on Claims, to whom was referred bills from the House of Representatives, of the following titles, viz:

An act for the benefit of B. C. Redford, of Henderson county;

An act for the benefit of D M Hager, of Magoffin county;

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bills were disagreed to.

Leave was given to bring in the following bill, viz:

On motion of Mr. Bruce—

A bill for the benefit of Lincoln county.

Ordered, That the Committee on Courts of Justice prepare and bring in the same.

Mr. Foote, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Thos. Loftin, of McCracken county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts is directed to draw his warrant upon the Treasurer in favor of Thomas Loftin for the sum of one hundred and fifty dollars, payable out of any money in the Treasury not otherwise appropriated, for keeping Frank P. Loftin, a pauper lunatic, for one year and six months.

§ 2. This act shall take effect and be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Clinton Griffith,	C. N. Lewis,
J. H. Bruce,	George T. Halbert,	W. O. Mize,
A. R. Clarke,	R. G. Hays,	Clifton J. Pratt,
Attila Cox,	Samuel E. Hill,	H. H. Skiles,
Charles D. Foote,	Thomas Johnson,	J. H. Wilkinson,
Henry George,	P. P. Johnston,	A. H. Willingham—19.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	A. B. Montgomery,	John W. Rowlett—4.
M. T. Carpenter,		

So said bill was rejected, not having received the majority required by the Constitution.

Mr. Montgomery moved to reconsider the vote by which the Senate had rejected said bill.

Which motion was simply entered.

Mr. Foote, from the Committee on Claims, to whom was recommitted a bill, entitled

A bill for the benefit of James McCandless, of Pendleton county,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time, as follows, viz:

WHEREAS, James McCandless, of the county of Pendleton, took care of and kept one J. K. P. Lattimus, a lunatic, from the day of February, 1874, until the 4th day of June, 1879; and whereas, it appears from proof that the original papers in the inquest are lost, and cannot be found; and

whereas, the said McCandless has never received any compensation for keeping said lunatic; and it appears from proof that he should receive $200 per year for his said services; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the said James McCandless be, and is hereby, allowed the sum of $75 00 per year for keeping said lunatic from the day of February, 1874, until the 4th day of June, 1879; and that the Treasurer be, and is hereby, directed to pay same out of any money not otherwise appropriated.

§ 2. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Alex. E. Adams,	C. W. Gilmore,	A. B. Montgomery,
Albert S. Berry,	Geo. T. Halbert,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	John Walter Rowlett,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Attila Cox,	C. N. Lewis,	J. H. Wilkinson,
Charles D. Foote,	T. J. McElrath,	A. H. Willingham—24.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Foote, from the Committee on Claims, reported a bill, entitled

A bill to regulate proceedings in the Kenton quarterly court.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Kenton quarterly court shall have jurisdiction to hear and determine all civil actions for money or personal property, not to exceed five hundred dollars in value: *Provided*, The judge of said court shall be an attorney at law, and shall have practiced law in the courts of said county not less than three years next preceding his election.

§ 2. The terms of said court shall be at Independence, as now provided by law.

§ 3. The terms of said court shall be held in the city of Covington on the fourth Monday of the months of February, May, August, and November of each year; but said court shall hear and determine causes at any time in ten days after summons shall have been executed in actions begun in the city of Covington.

§ 4. Said court shall have power to appoint a clerk thereof, who may appoint deputies, and who shall have all the qualifications of a clerk of the circuit court, and shall give bond in like manner with the clerk of the circuit court, and shall be compensated from the fees of the judge or clerk of said court, as now provided by law, upon which bond the said clerk and his surety shall be liable to the same extent and in the same manner as clerks of the circuit court, and said bond shall be subject to the approval of the court.

§ 5. Process in actions in said court shall be directed to the same officers as process in actions in the circuit court, and original process may be returnable in ten days after service, and such process may be issued by the judge or clerk of the court.

§ 6. The original jurisdiction herein given to said court shall be concurrent with that of the existing courts as to the several amounts in which such other courts have jurisdiction by law.

§ 7. Appeals from judgments of justices of the peace in civil actions shall be taken to said quarterly court in like manner as heretofore taken to the circuit court, and all appeals from said quarterly court in civil actions shall be taken.

§ 8. Except as herein otherwise expressed and provided for, all laws now in force regulating practice in said court shall remain in force.

§ 9. This act shall be in force from and after the first day of May, 1880.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and Clarke, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	C. N. Lewis,
Albert S. Berry,	R. G. Hays,	W. O. Mize,
Charles D. Foote,	Samuel E. Hill,	Clifton J. Pratt,
Henry George,	Thomas Johnson,	J. H. Wilkinson,
Clint. Griffith,	P. P. Johnston,	A. H. Willingham—15.

Those who voted in the negative, were—

Cromwell Adair,	M. T. Carpenter,	A. B. Montgomery,
Joseph Bertram,	A. R. Clarke,	John W. Rowlett—8.
J. H. Bruce,	Attila Cox,	

Resolved, That the title of said bill be as aforesaid.

Mr. Griffith, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Kentucky Widows and Orphans' Relief Association;"

An act to incorporate the Bank of Williamstown;

An act to incorporate Bardly Lodge, No. 390, Free and Accepted Masons;

An act to incorporate the Sugar Creek and Watts' Mill Turnpike Road Company;

An act to authorize E. S. Craig, late judge of the city court of Louisville, to sign the orders of said court for the years 1867 and 1868;

An act for the benefit of the Exchange Bank of Kentucky;

An act to authorize the Lincoln county court to levy and collect an ad valorem tax for county purposes;

An act for the benefit of H. G. Hurt;

An act to incorporate the Hustonville and Liberty Telephone Company;

An act to amend an act incorporating the Vanceburg Male and Female Academy;

An act to incorporate the town of Tyrone, in Anderson county;

An act to amend an act, entitled "An act to incorporate the Forks of Elkhorn Turnpike Road Company," approved March 5th, 1867;

An act to authorize the Lyon county court to sell delinquent tax lists by its clerk, and prescribing his duties in relation thereto;

An act relating to, and for the benefit of, the Carlisle and Sharpsburg Turnpike Road Company;

An act to incorporate the New Liberty and Sparta Turnpike Road Company, in Owen county;

An act to incorporate the California and Tibbatt's Cross-roads Turnpike Company, in Campbell county;

An act for the benefit of Joe Curry and Jack Curry, of Fulton county;

An act to incorporate the Chaplin and Anderson County Turnpike Road Company;

An act to empower and authorize the county court of Hancock county to borrow money for the purpose of building and repairing bridges;

An act to prohibit stock from running at large on the Bloomfield and Chaplin Turnpike Road, in Nelson county;

An act to prevent the sale of spirituous, vinous, or malt liquors, or any mixture thereof, within one and a half miles of Hinton Station, in Scott county;

An act for the benefit of Wm. Bowe and George C. McClure, of Lawrence county;

An act for the benefit of John L. Hagins, late sheriff of Breathitt county;

An act to amend an act, approved March 3d, 1880, entitled "An act to amend an act, entitled 'An act to amend and reduce into

one the several acts concerning the city of Henderson,'" approved February 11th, 1867, and the several acts amendatory thereto;

An act to amend an act, entitled "An act to incorporate the Cynthiana Graded City School," approved April 5, 1878;

An act to establish and incorporate the town of Seymour, in Hart county;

An act to amend the charter of the Campbell Turnpike Company;

An act to amend an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17th, 1874;

An act to authorize and empower Stranger's Rest Lodge, No. 13, Independent Order of Odd Fellows, at Henderson, Kentucky, to fund its bonded indebtedness;

An act to amend an act amending the charter of the city of Columbus, Kentucky, approved March 6th, 1869, to facilitate the collection of taxes;

An act to prohibit the sale of spirituous, vinous, or malt liquors, or any mixture thereof, in London, Laurel county, or within one mile of said town;

An act for the benefit of Martha A. Tupman;

An act to amend an act, entitled "An act to prohibit granting license to coffee-house, saloon, tavern, or tippling-house to sell spirituous, vinous, or malt liquors, or mixtures of either, in Fulton county;"

An act to amend the city charter of Owensboro;

An act appropriating money to repair and preserve the Henry Clay monument at Lexington;

An act for the benefit of the sheriff of Letcher and Pike counties;

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873;

An act to incorporate the Mill Springs National Cemetery Decoration Society, of Pulaski county;

An act to render valid certain proceedings of the Caldwell county court;

An act to incorporate the Paducah Fair and Jockey Club Association;

An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Williamsburg, in Whitley county;"

Resolution granting the right to bury the remains of Capt. O. P. Beard in that part of the Frankfort Cemetery owned by the State;

Resolution tendering Hall of House of Representatives to the Governor for the purpose of bestowing medals on Wm. Devan and others medals for heroic deeds;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Griffith reported that the committee had performed that duty.

Mr. Wilkinson, from the Committee on Codes of Practice, reported a bill, entitled

A bill to amend chapter 53, article 2, section 1, of the General Statutes.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky: That chapter fifty-three, article two, section one, of the General Statutes, be amended by adding thereto the following proviso: *Provided*, That in no case shall any infant who has not attained the age of twelve years be adjudged an idiot by any jury so as to be made the beneficiary of the law regulating the support of idiots, as provided for in the General Statutes.

Mr. Carpenter moved to strike out the word "twelve," where it occurs therein before the word "years," and insert in lieu thereof the word "fifteen."

And the question being taken thereon, it was decided in the affirmative.

Mr. Bertram moved to amend said bill by inserting after the word "idiot" the words "or lunatic."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mitchell and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	John W. Rowlett,
Joseph Bertram,	P. P. Johnston,	J. H. Wilkinson,
C. W. Gilmore,	W. O. Mize,	A. H. Willingham—11.
Clinton Griffith,	Clifton J. Pratt,	

Those who voted in the negative were—

Cromwell Adair,	Attila Cox,	C. N. Lewis,
Albert S. Berry,	Charles D. Foote,	D. G. Mitchell,

J. H. Bruce,	Henry George,	A. B. Montgomery,
M. T. Carpenter,	R. G. Hays,	Jas. Shackleford,
A. R. Clarke,	Samuel E. Hill,	H. H. Skiles—15.

Mr. Mitchell moved an amendment to said bill.

Pending the consideration of which, Mr. George moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

TUESDAY, APRIL 6, 1880.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, April 6th, 1880.

Hon. JAS. E. CANTRILL, *Lieutenant Governor and Speaker of the Senate:*

I deem it proper, through you, to submit the following communication to the General Assembly of the State of Kentucky:

In pursuance of your action providing for the reorganization of the Agricultural and Mechanical College, I appointed the twelve trustees who were confirmed by the Senate. Committees for both branches of the Legislature were then appointed by you to go to Lexington, and confer with the trustees and investigate the condition and necessities of the college. Having been by your act made Chairman of the Board of Trustees, I went with your committees to Lexington, and there organized the board, and with the trustees and members of the committees visited the college and its grounds, conferred with its president and its other officers, and fully investigated its situation and affairs. It was the unanimous conclusion of the trustees that, in order to place this institution on a successful basis, it was necessary for the State to supplement the aid already furnished by the General Government, by making a reasonable provision for its current annual expenses. After conference

with the trustees and legislative committees as to the best mode of raising this annual fund, and the amount thereof, it seemed to be generally conceded that it should be raised by an annual tax, and that the amount should be one cent. on the one hundred dollars of taxable property for the first year, three quarters of a cent for the second year, and one half a cent on the one hundred dollars each succeeding year thereafter.

I have not time now to state the character and extent of the investigation which led your representatives to this conclusion. It would seem sufficient that they were chosen by you for that purpose from all parts of the State, and were intelligent and representative men, and had no motive except to advance the interest of the State. I concurred with them in the conclusion reached, and deem it a matter of so much moment to the State that this institution of learning, which is the only one controlled by the State, shall be placed in a position in which every citizen shall feel an interest, and of which we shall all feel proud, that I feel it to be my duty to recommend the passage at once of some act giving substantially the relief already indicated herein.

In the provisions made by the Government and the city of Lexington and county of Fayette, we now have the foundation for a university which, if properly nurtured and sustained by the State, will eventually take rank with the other leading universities of the country, and place Kentucky where she belongs in the cause of education. Up to this time we are behind; and the provisions I now ask you to make fall far short of the provisions now being made by Virginia and many other States for similar institutions. We cannot afford to take a narrow view of this subject. On every hand around us our colleges have had a downward tendency for years past. The guaranty that this college should have for success is, that every citizen in the State has a personal interest in it.

This State, and our country at large, seems to have entered on a new career of prosperity. All branches of business are reviving, and with increase of trade will come increase of capital and wealth.

These blessings cannot be permanent, nor add materially to the happiness of our people, unless the cause of education keeps pace with them. There is great danger that, unless the proposed aid is furnished, the nucleus we now have not being self-sustaining, will dwindle into such proportions as to make the institution of little or no practical value. If so, what we now have will be in effect thrown away, for no one cares to patronize a second or third-rate college.

LUKE P. BLACKBURN, *Governor.*

On motion of Mr. P. P. Johnston,

Ordered, That said message be printed.

Mr. Adair, from the Joint Special Committee appointed to visit the Agricultural and Mechanical College, submitted the following report, viz :

To the General Assembly of the Commonwealth of Kentucky :

The undersigned joint committee, appointed to visit the Agricultural and Mechanical College by resolution of the General Assembly, to ascertain and report the present condition of the College, its necessities, &c., beg leave to submit the following as the result of our visit and investigation:

We visited the College on the 25th ultimo, in company with his Excellency the Governor, who is, *ex-officio*, Chairman of the Board of Trustees, a majority of whom were also present, and found 137 students in attendance, but being taught in the old College buildings at Woodlands, which are wholly insufficient to accommodate so many students; and, besides, the said buildings and ground belong to the Kentucky University, and their present occupancy by the College is by virtue of a contract with the University which expires with the present school year. The discipline and proficiency of the students, under the efficient management and control of the competent and energetic President of the College, Prof. James K. Patterson, and his corps of able assistants, we found to be all that could be desired, and more than could reasonably be expected under existing conditions.

The College has a tract of fifty-two acres of land, in the suburbs of Lexington, donated by said city, and on which it is proposed to erect the new College buildings, which proposed site your committee also visited, and which we deem quite eligible for the purposes intended, presenting as it does an elevated, picturesque, and healthful appearance. The College has also $20,000 Fayette county bonds, and $30,000 city of Lexington bonds, worth, with premium added, $54,000, all donated by said county and city for the purpose of erecting suitable College buildings, which buildings it is the purpose of the Trustees of the College to erect during the ensuing spring and summer, in order that they may be ready for use by the first of September next.

The foregoing constitute the entire available means of the College, except $9,900 endowment fund from the General Government.

The immediate necessities of the College to be provided for by the State are:

1st. A Department of Natural History, which should be furnished with microscopes, tables, and apparatus for dissection, museum, models, and skeletons.

2d. A Department of Chemistry, with chemical and philosophical apparatus.

3d. A Department of Practical Mechanics, with work-benches and machinery.

4th. A Mathematical Department, with surveying instruments and telescopes.

5th. An Agricultural Department, with stock for farming operations and implements.

6th. A Horticultural Department, with green-house for botanical instruction.

7th. Stabling, &c.

To provide the foregoing and place the College on a solid and efficient basis, your committee estimate that a tax of one cent on the one hundred dollars' worth of taxable property in the State for the first year, three quarters of one cent on the one hundred dollars' worth for the second year, and one half of one cent on each one hundred dollars annually thereafter, will be necessary, which amounts your committee would recommend be levied and collected for the purpose.

Your committee would also recommend that a normal feature or department be added to the College, and that provision be made for the admission of at least two pupils annually from each Legislative District in the State to the Normal School: such pupils to be selected on competitive examination, in which the pupils in each common school district in the county or Legislative District shall have the right to contest for the appointment.

In this way the College would soon become a valuable adjunct, if not the crowning glory of our school system, and would every year turn out two hunded competent and ambitious young teachers, accomplished in the most approved modern modes of teaching, who, in turn, would disseminate their knowledge through the medium of the common schools.

Your committee are profoundly impressed with the importance of Kentucky having a grand central State institution of learning, such as will reflect credit upon the Commonwealth by shedding the blessings of an enlightened education on her youth. Such an institution we believe the A. and M. College will be if favored even with the meagre State endowment above suggested; and in view of the open-handed liberality with which the county of Fayette and city of Lexington have given of their means towards the accomplishment of this end, your committee would esteem it a public misfortune for the General Assembly to refuse the requisite aid.

We cannot close this report without expressing our approval of the mode by which the Trustees are selected—taken as they are from the

different sections of the Commonwealth, without reference to occupation or religious belief, thus securing the College against apprehensions of danger from centralization or sectarianism. We would express our appreciation also of the patriotic zeal with which the present distinguished Trustees are addressing themselves to the arduous task of properly organizing the College and providing for its necessities.

With the hope that no sentiment of local prejudice may impel the denial of necessary aid, but that all may view it in its broadest and truest sense as a State enterprise, in the success of which the whole people are interested, since the child of the humblest citizen may become its beneficiary, as no distinction save that of merit is necessary to gain admission to its classes, we respectfully submit this report.

CROMWELL ADAIR, *Ch'n*,
JOHN T. GATHRIGHT,
SAM. E. HILL,
Of the Senate.
W. C. OWENS,
T. A. MILLER,
W. B. FLEMING,
T. J. BUSH,
C. T. ALLEN,
Of House of Representatives.

On motion of Mr. P. P. Johnston,

Ordered, That said report be printed.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Fox Creek and Bond's Mill Turnpike Road Company, in Anderson county.

By same—

An act to incorporate the Lawrenceburg and White's Ferry Turnpike Road Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of G. and C. Shindler, of Washington county.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of Alexander Deaton, late sheriff of Breathitt county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to charter the town of Caneyville, Grayson county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to create the Marshall County Gravel Road Company.

By Mr. Hill, from the Committee on Education—

An act to incorporate Magnolia College, in Larue county.

By Mr. Cox, from the Committee on Internal Improvement—

An act to incorporate the Dry Ridge, Lawrenceville, and Owen Turnpike Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of J. W. Parker, of Lewis county.

By Mr. Skiles, from the Committee on the Judiciary—

An act to repeal an act for the benefit of the educational interest of the white citizens of Bowling Green.

By same—

An act for the benefit of John W. Burton, of Warren county.

By same—

An act for the benefit of J. W. Gaines.

By Mr. Frederick, from the Committee on Claims—

An act for the benefit of J. B. Plummer, late sheriff of Simpson county.

By Mr. Foote, from same committee—

An act for the benefit of Minnie Morrissey, of Fleming county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Corinth and Stringtown Turnpike Road Company.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid, except that of the last named bill, which is changed so as to read,

An act to incorporate the Corinth, Stringtown, and Cynthiana Turnpike Road Company.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to incorporate the Drennon Turnpike Company, of Henry county.

By Mr. Halbert, from the Committee on the Judiciary—

A bill to amend an act, entitled "An act to amend the charter of Elizabethtown, and to authorize the board of trustees of Elizabethtown to issue bonds and fund the present bonded debt of said town," adopted April 10th, 1878.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to authorize the voters of Ballard county to vote on the question of the removal of the county seat, and providing for erection of court-house, and repealing former act on same subject.

By Mr. Foote, from the Committee on Claims—

A bill directing the clerk of the Kenton county court to make a cross-index to certain record books in said court.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Foote, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Isenberg Brothers,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

1. *Be it resolved by the General Assembly of the Commonwealth of Kentucky*, That the sum of seven hundred and fifty-six dollars and seventy-two cents be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to Isenberg Brothers for sixty-three uniforms furnished by them to Company K. (Buckner Chasseurs), Kentucky State Guard, for privates of said company, August 21, 1875; and the Auditor is authorized and directed to draw his warrant for said sum on the Treasurer in favor of said Isenberg Brothers in full for said uniforms.

§ 2. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	Thos. J. Megibben,
Alex. E. Adams,	John T. Gathright,	D. G. Mitchell,
Albert S. Berry,	Henry George,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	A. B. Montgomery,
James Blackburn,	Samuel E. Hill,	Clifton J. Pratt,
J. H. Bruce,	P. P. Johnston,	John W. Rowlett,
M. T. Carpenter,	C. N. Lewis,	James Shackleford,
Attila Cox,	T. J. McElrath,	A. H. Willingham—25.
Charles D. Foote,		

Those who voted in the negative, were—

David R. Murray, G. W. Reeves—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Foote, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of J. F. Peyton and O. H. McRoberts, of Lincoln county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant upon the Treasury, payable out of any money not otherwise appropriated, to J. F. Peyton and C. H. McRoberts, for the sum of twenty dollars, for making a post mortem examination by order of court.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruce and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	John T. Gathright,	T. J. McElrath,
James Blackburn,	Henry George,	R. I. McQuiddy,
J. H. Bruce,	George T. Halbert,	Thos. J. Megibben,
M. T. Carpenter,	Sam. E. Hill,	D. G. Mitchell,
Attila Cox,	Thos. Johnson,	W. O. Mize,
Charles D. Foote,	P. P. Johnston,	Clifton J. Pratt,
W. H. Frederick,	C. N. Lewis,	Jas. Shackleford—21.

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	John W. Rowlett,
Alex. E. Adams,	A. B. Montgomery,	H. H. Skiles,

Joseph Bertram, David R. Murray, J. H. Wilkinson,
C. W. Gilmore, G. W. Reeves, A. H. Willingham—12.

Resolved, That the title of said bill be as aforesaid.

Mr. Bruce, from the Committee on Railroads, reported a bill, entitled

A bill to incorporate the Mt. Sterling, Campton, and Southeastern Railroad Company.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Megibben moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was recommitted a bill, entitled

A bill to incorporate the American Commercial Company,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to regulate voting at primary elections, and prevent fraud therein, for the benefit of Harrison, Bourbon, and Kenton counties,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That all elections hereafter to be holden by any voluntary political association or party, in this State, for any delegate or managing committee, or for the nomination of candidates for public office, may be called or ordered, by published notice, upon the vote of a majority of the county, city, district, or controlling committee of such voluntary political association or party of the county, city, or district which may elect to accept the provisions of this act, which shall state the purpose, time, manner, condition, together with the place or places of holding such election; also, the authority by which the call or notice is published; and the person shall be named who shall act as judge at each poll of said election, and the said person shall be a legal voter of the precinct, ward, or election district for

which he is named. Said notice shall likewise declare the qualifications of the persons to vote at such elections: *Provided*, That such prescribed qualifications shall not be inconsistent with the provisions of this act.

§ 2. That it shall be unlawful for any one to vote at a primary election who would not, at the time of voting, be a legal voter under the Constitution and laws of the State, for the office for which the nomination is being made, as if the regular election was being held on that day; and, in addition thereto, he must possess the qualifications prescribed by the authority of those who called or ordered the primary election to be held, in the call therefor; and any one violating the provisions of this section shall be deemed guilty of a misdemeanor, and, upon conviction, fined in a sum not less than twenty-five dollars nor exceeding one hundred dollars.

§ 3. A primary election, within the meaning of this act, is an election held under the order of the constituted authority of any political party in the State at which a person is to be voted for as the nominee of said party, for all offices to be filled by an election afterward to be held for said office by the voters of the State, county, district, or ward.

§ 4. It shall be the duty of all persons who act as judges and clerks at said election, to take an oath before some officer authorized to administer oaths, that they will faithfully discharge their duties as such, and to see that an accurate poll of the vote cast is kept; and to refuse the votes of all persons not entitled to vote, and to cast up and certify the poll-book, and send the same, under seal, by one of the officers of the election, to be selected by them, to the clerk of the county court, whose duty it shall be to keep the same on file for two years thereafter, or so long as any prosecutions may be pending in the courts wherein such is used as evidence; and said books, so made and kept, shall be evidence of the facts therein stated.

§ 5. Any officer of said election or other person, who shall falsely cretify to any fact in said poll-book, or who shall alter, erase, change, or deface said book, shall be guilty of a misdemeanor, and, on conviction, shall be punished by a fine of not less than twenty five dollars nor more than one hundred dollars.

§ 6. That it shall be unlawful for any person to influence or to offer to influence the vote of any person at such an election, or any delegate at a convention, if such delegate be elected under the provisions of this act, by the use of money, or property of any kind whatever; and any one so offending shall be deemed guilty of a misdemeanor, and, on conviction, shall be punished by a fine of not less than twenty-five dollars nor more than one hundred dollars; and if the person so offending be a candidate for nomination at said election, he shall, on conviction, be disqualified from holding said office during the next ensuing term thereof, or the vacancy, if a candidate to fill a vacancy.

§ 7. It shall be unlawful to bet, or make a wager of money or property or other thing on the results of such an election; and any one so offending shall, on conviction, be punished in the mode now prescribed by law for betting on the results of a regular election.

§ 8. It shall be the duty of the judges of the courts in which grand juries are empanneled to specially charge them in regard to any violations of the provisions of this act.

§ 9. This act shall take effect from and after its passage; and no expense shall be incurred to the county or State in the conduct of elections under its provisions; and the same shall only apply to the counties of Harrison, Bourbon, Kenton.

Mr. Berry moved to amend said bill by adding the word "Campbell" after the word "Kenton," where it occurs therein.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	P. P. Johnston,	David R. Murray,
James Blackburn,	C. N. Lewis,	G. W. Reeves,
M. T. Carpenter,	R. I. McQuiddy,	John W. Rowlett,
Attila Cox,	Thos. J. Megibben,	Jas. Shackleford,
Charles D. Foote,	W. O. Mize,	H. H. Skiles,
Sam. E. Hill,	A. B. Montgomery,	J. H. Wilkinson—19.
Thomas Johnson,		

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	R. G. Hays,
Alex. E. Adams,	Henry George,	T. J. McElrath,
Joseph Bertram,	C. W. Gilmore,	Clifton J. Pratt,
J. H. Bruce,	Geo. T. Halbert,	A. H. Willingham—13.
W. H. Frederick,		

Resolved, That the title of said bill be amended by adding the word "Campbell" after the word "Kenton," where it occurs therein.

Mr. Foote, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Sarah A. Spalding,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill for the benefit of pauper idiots.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts is hereby directed to draw his warrant on the Treasurer in favor of the several committees for the several idiots hereinafter named and for the amounts set forth, to-wit: Henry Smith, committee for Joseph Smith, of Hardin county, thirty-seven dollars and fifty cents; William Bland, committee for Nora Whitterby, of Hardin county, thirty-seven dollars and fifty cents; Elizabeth Madison, committee for Bennett Madison, of Butler county, thirty-one dollars and twenty cents; William H. Holsclaw, committee for Martin Mulligan, of Bullitt county, twenty-six dollars; Joseph Greenwell, committee for William Brooks, of Bullitt county, thirty-eight dollars and fifty-four cents; James Honor, committee for G. W. Honor, of Nicholas county, seventy-five dollars; Jacob S. Bratton, committee for Clinton Kergin, of Cumberland county, seventy-five dollars; W. A. Brown, committee for Nancy Fued, of Boyle county, fifty-six dollars and twenty-five cents; David James, committee for Edward James, of Boyle county, thirty-seven dollars and fifty cents; Samuel M. Wilson, committee for Melissa Wilson, of Ohio county, one hundred and five dollars and twenty cents; James Mann, committee for Susan J. Wood, of Nicholas county, seventy-five dollars; George W. Myers, committee for James H. Myers, of Nicholas county, one hundred and six dollars and twenty-five cents; Bentley Zachary, committee for Bentley Zachary, jr., of Grayson county, seventy-five dollars; G. W. Sewell, committee for John Spicer, of Breathitt county, seventy-five dollars; William Howerton, committee for William Sharp, of Shelby county, sixty-two dollars and fifty cents; E. H. O'Daniel, committee for Josephine O'Daniel, of Marion county, seventy-five dollars; Henry V. Pool, committee for Sarah Caroline Bruce, of Hickman county, thirty-seven dollars and fifty cents; George W. Dehoney, committee for Robert Wheat, of Adair county, fifty-five dollars and eighty-one cents; Harry Walls, committee for Martha Goble, of Casey county, seventy-five dollars; Elizabeth Madison, committee for Bennetta Madison, of Butler county, thirty-one dollars and twenty cents; James Mann, committee for George W. Mann, of Boyle county, seventy-five dollars; Gavin Smith, committee for William C Smith, of Lincoln county, sixty dollars and sixty-two cents; George W. Myers, committee for Mary D. Myers, of Nicholas county, one hundred and six dollars and twenty-five cents; Mary Farmer, committee for Matthew Farmer, of Pulaski county, seventy-five dollars; Robert Russell, committee for Frankie Land, of Pulaski county, fifty dollars.

§ 2. This act shall take effect and be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	Thomas J. Megibben,
Albert S. Berry,	C. W. Gilmore,	D. G. Mitchell,
Joseph Bertram,	Clint. Griffith,	W. O. Mize,
James Blackburn,	Geo. T. Halbert,	David R. Murray,
J. H. Bruce,	R. G. Hays,	John Walter Rowlett,
M. T. Carpenter,	Samuel E. Hill,	H. H. Skiles,
Attila Cox,	Thomas Johnson,	J. H. Wilkinson,
Charles D. Foote,	P. P. Johnston,	A. H. Willingham—26.
W. H. Frederick,	C. N. Lewis,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to provide for the erection of a Branch Penitentiary.

Mr. Montgomery moved to postpone the further consideration of said bill until Thursday next, at 12 o'clock, M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gilmore and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	John W. Rowlett,
J. H. Bruce,	Thos. J. Megibben,	Jas. Shackleford,
Charles D. Foote,	A. B. Montgomery,	H. H. Skiles,
John T. Gathright,	Clifton J. Pratt,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham—15.

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Thomas Johnson,
Alex. E. Adams,	C. W. Gilmore,	C. N. Lewis,
Albert S. Berry,	Clint. Griffith,	T. J. McElrath,
Joseph Bertram,	George T. Halbert,	R. I. McQuiddy,
M. T. Carpenter,	R. G. Hays,	D. G. Mitchell,
Attila Cox,	Samuel E. Hill,	W. O. Mize—18.

Ordered, That said bill be read a third time.

Said bill was read a third time.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Gilmore—

1. A bill to amend an act incorporating the town of London, authorizing the county judge to act as chairman of the board of trustees.

On motion of Mr. Frederick—

2. A bill to incorporate the People's City Railway Company, of Louisville.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st, and the Committee on Railroads the 2d.

The Senate, according to order, took up for consideration a bill, entitled

A bill to divide the State of Kentucky into eighteen circuit court judicial districts.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, The Commonwealth of Kentucky is divided into eighteen circuit court judicial districts, composed of the following counties as follows:

First District—Fulton, Hickman, Ballard, McCracken, Marshall, Calloway, Graves, and Livingston.

Second District—Trigg, Christian, Hopkins, Caldwell, Lyon, and Muhlenburg.

Third District—Crittenden, Union, Henderson, and Webster.

Fourth District—McLean, Daviess, Ohio, and Hancock.

Fifth District—Todd, Logan, Simpson, Warren, and Butler.

Sixth District—Edmonson, Grayson, Hardin, Breckinridge, and Meade.

Seventh District—Monroe, Metcalfe, Cumberland, Barren, Allen, Hart, Green, Adair, and Clinton.

Eighth District—Wayne, Russell, Pulaski, Casey, Lincoln, Boyle, Garrard, and Rockcastle.

Ninth District—Jefferson.

Tenth District—Bourbon, Fayette, Jessamine, Scott, Woodford, Clark, and Madison.

Eleventh District—Franklin, Owen, Gallatin, Carroll, Boone, and Grant.

Twelfth District—Bracken, Campbell, Kenton, Pendleton, Harrison, and Robertson.

Thirteenth District—Bath, Montgomery, Powell, Estill, Breathitt, Wolfe, Morgan, Elliott, Menifee, and Lee.

Fourteenth District—Fleming, Greenup, Lewis, Nicholas, Mason, and Rowan.

Fifteenth District—Leslie, Laurel, Whitley, Bell, Knox, Harlan, Clay, Letcher, Perry, Jackson, and Owsley.

Sixteenth District—Boyd, Carter, Lawrence, Johnson, Floyd, Pike, and Magoffin.

Seventeenth District—Shelby, Spencer, Trimble, Oldham, Bullitt, Anderson, and Henry.

Eighteenth District—Marion, Washington, Larue, Taylor, Nelson, and Mercer.

§ 2. A Circuit Court shall be held at the court-house in each of the counties of this Commonwealth, commencing at the time hereinafter specified, and continuing the number of days allotted to each term if the business require it.

§ 3. If the business require it, and the same can be done without interfering with another term of court in the district, the judge may extend the term of any court.

§ 4. Circuit Courts are courts of record.

§ 5. There shall be two terms each year of the Circuit Court in each county of this Commonwealth except the county of Warren, which shall have three; but there shall be no grand jury summoned to the January term. Daviess shall have four terms, but the March and September terms shall have common law and equity jurisdiction, and the July and January terms only criminal jurisdiction. Henderson shall have four terms. Franklin shall have three; but the February term shall be a fiscal term, the duration thereof, if the business require it, shall be as hereinafter prescribed; the word "days" being used for juridical days, namely:

FIRST DISTRICT.

Fulton, first Mondays in March and September, and continue twelve days.

Hickman, third Mondays in March and September, and continue twelve days.

Ballard, second Mondays in April and October, and continue twelve days.

McCracken, second Mondays in June and December, and continue eighteen days.

Marshall, first Mondays in July and January, and continue twelve days.

Calloway, fourth Mondays in July and January, and continue eighteen days.

Livingston, second Monday in February and August, and continue twelve days.

Graves, fourth Mondays in April and October, and continue thirty-six days.

SECOND DISTRICT.

Trigg, first Mondays in January and July, and continue eighteen days.

Christian, fourth Mondays in January and July, and continue twenty-four days.

Hopkins, first Mondays in March and September, and continue twenty-four days.

Caldwell, fourth Monday in April and October, and continue eighteen days.

Lyon, fourth Monday in May and November, and continue fifteen days.

Muhlenburg, first Monday in April and October, and continue eighteen days.

THIRD DISTRICT.

Henderson, first Monday in January, May, August, and November, and continue thirty days.

Webster, second Monday in February and third Monday in July, and continue eighteen days.

Union, second Monday in March and fourth Monday in September, and continue thirty days.

Crittenden, third Monday in April and second Monday in December, and continue eighteen days.

FOURTH DISTRICT.

McLean, fourth Monday in June and December, and continue eighteen days.

Daviess, first Monday in March and September, and continue forty-eight days; third Monday in July and January, and continue twenty-four days for criminal.

Ohio, fourth Monday in March and November, and continue twenty-four days.

Hancock, first Monday in May and November, and continue eighteen days.

FIFTH DISTRICT.

Warren, first Monday in January, and continue twenty-four days, and fourth Monday in May, and first Monday in October, and continue thirty-six days.

Logan, first Monday in February, and continue twenty-four days, and second Monday in July, and continue eighteen days.

Todd, first Monday in March and second Monday in August, and continue eighteen days.

Simpson, first Monday in April and third Monday in November; the April term to continue eighteen days, and the November term twenty-four days.

Butler, fourth Monday in April and second Monday in September; the April term to continue eighteen days, and the September term twelve days.

SIXTH DISTRICT.

Hardin, fourth Monday in October and April, and continue thirty-six days.

Breckinridge, first Monday in October and April, and continue eighteen days.

Grayson, first Monday in January and July, and continue eighteen days.

Edmonson, second Monday in December and June, and continue twelve days.

Meade, second Monday in September and March, and continue eighteen days.

SEVENTH DISTRICT.

Adair, first Mondays in January and June, and continue eighteen juridical days.

Metcalfe, fourth Monday in January and June, and continue twelve juridical days.

Cumberland, second Monday in February and July, and continue twelve juridical days.

Clinton, fourth Monday in February and July, and continue six juridical days.

Monroe, first Monday in March and August, and continue six days.

Allen, second Monday in March and September, and continue twelve days.

Barren, fourth Monday in March and September, and continue twenty-four days.

Hart, fourth Monday in April and October, and continue twenty-four juridical days.

Green, fourth Monday in May and November, and continue twelve days.

EIGHTH DISTRICT.

Rockcastle, second Monday in January and August, and continue twelve days.

Garrard, fourth Monday in January and August, and continue eighteen days.

Boyle, third Monday in February, and continue twenty-four days, and third Monday in September, and continue twelve days.

Lincoln, third Monday in March and the fourth Monday in October; the March term to continue twenty-four days, and the October term eighteen days.

Pulaski, third Monday in April and first Monday in October, and continue eighteen days.

Wayne, second Monday in May and third Monday in November, and continue twelve days.

Russell, fourth Monday in May, and continue twelve days, and first Monday in December, and continue nine days.

Casey, second Monday in June, and continue twelve days, and Thursday after the second Monday in December, and continue nine days.

NINTH DISTRICT.

Jefferson, first Monday in each month (except July and August), and continue through the month.

TENTH DISTRICT.

Scott, first Monday in March and September, and continue twelve days.

Madison, third Monday in March and September, and continue twelve days.

Woodford, first Monday in April and October, and continue twelve days.

Bourbon, third Monday in April and October, and continue twelve days.

Clark, first Monday in May and November, and continue twelve days.

Fayette, third Monday in May and November, and continue twenty-four days.

Jessamine, third Monday in February and August, and continue twelve days.

ELEVENTH DISTRICT.

Boone, third Monday in April and first Monday in September, and continue twelve days.

Gallatin, third Monday in March and September, and continue twelve days.

Grant, fourth Monday in May and November, and continue eighteen days.

Owen, first Monday in May and November, and continue eighteen days.

Carroll, first Monday in April and October, and continue twelve days.

Franklin, first Monday in February, and continue twenty-four days; the third Monday in June, and continue twelve days, and third Monday in October, and continue twelve days.

TWELFTH DISTRICT.

Circuit Courts shall continue in the counties composing this district as now established by law.

THIRTEENTH DISTRICT.

Bath, first Monday in March and September, and continue eighteen days.

Montgomery, the Monday succeeding the Morgan Circuit Court, and continue twenty-four days.

Powell, second Monday in April and October, and continue six days.

Estill, third Monday in April and October, and continue twelve days.

Breathitt, the Monday succeeding the Lee Circuit Court, and continue twelve days.

Wolfe, the Monday succeeding the Breathitt Circuit Court, and continue six days.

Morgan, the Monday succeeding the Wolfe Circuit Court, and continue twelve days.

Menifee, fourth Monday in March and September, and continue twelve days.

Lee, the Monday succeeding the Estill county Circuit Court, and continue twelve days.

FOURTEENTH DISTRICT.

Mason, first Monday in March and September, and continue thirty days.

Nicholas, second Monday in April and October, and continue eighteen days.

Fleming, first Monday in May and November, and continue fifteen days.

Rowan, fourth Monday in May and November, and continue twelve days.

Greenup, second Monday in June and December, and continue eighteen days.

Lewis, second Monday in July and January, and continue eighteen days.

FIFTEENTH DISTRICT.

Leslie, the Monday succeeding the Owsley Circuit Courts, and continue six days.

Laurel, third Monday in March and August, and continue twelve days.

Whitley, second Monday in May and October, and continue twelve days.

Bell, fourth Monday in May and October, and continue six days.

Knox, first Monday in March and August, and continue twelve days.

Harlan, first Monday in June and November, and continue six days.

Clay, first Monday in April and September, and continue twelve days.

Letcher, second Monday in June and November, and continue six days.

Perry, third Monday in June and November, and continue six days.

Jackson, third Monday in April and September, and continue six days.

Owsley, fourth Monday in June and November, and continue six days.

SIXTEENTH DISTRICT.

Boyd, the Monday succeeding the Lawrence Circuit Court, and continue eighteen days.

Carter, first Monday in March and September, and continue eighteen days.

Lawrence, the Monday succeeding the Martin Circuit Court, and continue twelve days.

Johnson, first Monday in April and October, and continue twelve days.

Floyd, the Monday succeeding the Pike Circuit Court, and continue twelve days.

Pike first Monday in May and November, and continue twelve days.

Elliott, fourth Monday in March and September, and continue six days.

Magoffin, third Monday in April and October, and continue twelve days.

Martin, the Monday succeeding the Floyd Circuit Court, and continue six days.

SEVENTEENTH DISTRICT.

Trimble, third Monday in February, and continue twelve days, and the fourth Monday in August, and continue six days.

Bullitt, first Monday in March and September, and continue twelve days.

Shelby, third Monday in March and September, and continue eighteen days.

Henry, second Monday in April and October, and continue eighteen days.

Spencer, first Monday in May and November, and continue twelve days.

Oldham, third Monday in May and November, and continue twelve days.

Anderson, first Monday in June and December, and continue eighteen days.

EIGHTEENTH DISTRICT.

Larue, first Monday in March and September, and continue twelve days.

Taylor, third Monday in March and September, and continue eighteen days.

Marion, second Monday in April and October, and continue twenty-four days.

Washington, second Monday in May and November, and continue eighteen days.

Mercer, first Monday in June and December, and continue twenty-four days.

Nelson, second Monday in July and January, and continue twenty-four days.

§ 6. All laws creating Criminal, Chancery, and Common Pleas Courts, except the Criminal Court for the counties of Kenton, Campbell, Harrison, Bracken, Pendleton, and Robertson, and the Chancery Court for said counties, and the Common Pleas Court for the counties of Bourbon, Fayette, Scott, Clark, Woodford, Madison, and Bath, and the Louisville Chancery Court, and the Court of Common Pleas of Jefferson county, and Common Pleas Court for counties of Hickman, Ballard, and McCracken are hereby repealed; and the clerks of the several courts hereby repealed are directed and required to transfer all causes which may be pending in any of said courts, at the time this act takes effect, to the dockets of their respective Circuit Courts, in which said actions shall proceed as if originally begun in said last named courts.

§ 7. In each of the aforesaid eighteen districts a Circuit Judge and Commonwealth's Attorney shall be elected, at the next regular August election, in the manner now prescribed by law.

§ 8. It shall be lawful, whenever the business shall require it, for a Circuit Judge to hold a special term in any county in his district, upon giving ten days' notice thereof, as now required by law, and shall have the same power and authority as at a regular term to hear, determine, and dispose of all criminal and penal prosecutions, common law and equity cases, in all respects as if done at the regular term of court.

§ 9. That all persons who are now, or may hereafter be summoned, recognized, or under bond to appear at any of the terms of any of the aforesaid courts, as said terms are now fixed by law, shall be bound to appear therein at the first regular term of said court as fixed by this act, after the same shall have gone into effect; and for a failure to do so, they shall be subject to the same penalties as if they had been summoned, recognized, or given bond to appear at that time; and it shall be the duty of the clerks of the several courts aforesaid, so soon as they shall be informed of the passage of this act, to issue their process and make out their dockets in accordance herewith.

§ 10. This act shall be in force on and after the first day of August, 1880; and all acts or parts of acts in conflict herewith shall thereupon be repealed.

Mr. Reeves moved the following amendment as a substitute for said bill, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, The Commonwealth of Kentucky is divided into eighteen circuit court judicial districts, composed of the following counties, as follows:

First District—Fulton, Hickman, Ballard, McCracken, Marshall, Calloway, Graves, and Livingston.

Second District—Trigg, Christian, Hopkins, Caldwell, Lyon, and Muhlenburg.

Third District—Crittenden, Union, Henderson, and Webster.

Fourth District—McLean, Daviess, Ohio, and Hancock.

Fifth District—Todd, Logan, Simpson, Warren, and Butler.

Sixth District—Edmonson, Grayson, Hardin, Breckinridge, and Meade.

Seventh District—Monroe, Metcalfe, Cumberland, Barren, Allen, Hart, Green, Adair, and Clinton.

Eighth District—Wayne, Russell, Pulaski, Casey, Lincoln, Boyle, Garrard, and Rockcastle.

Ninth District—Jefferson.

Tenth District—Bourbon, Fayette, Jessamine, Scott, Woodford, and Clark.

Eleventh District—Franklin, Owen, Gallatin, Carroll, Boone, and Grant.

Twelfth District—Bracken, Campbell, Kenton, Pendleton, Harrison, and Robertson.

Thirteenth District—Bath, Montgomery, Powell, Estill, Breathitt, Wolfe, Morgan, Elliott, Menifee, and Lee.

Fourteenth District—Fleming, Greenup, Lewis, Nicholas, Mason, and Rowan.

Fifteenth District—Leslie, Laurel, Whitley, Bell, Knox, Harlan, Clay, Letcher, Perry, Jackson, and Owsley.

Sixteenth District—Boyd, Carter, Lawrence, Johnson, Floyd, Pike, Magoffin, and Martin.

Seventeenth District—Shelby, Spencer, Trimble, Oldham, Bullitt, Anderson, and Henry.

Eighteenth District—Marion, Washington, Larue, Taylor, Nelson, and Mercer.

§ 2. A circuit court shall be held at the court-house in each of the counties of this Commonwealth, commencing at the time hereinafter specified, and continuing the number of days allotted to each term, if the business require it.

§ 3. If the business require it, and the same can be done without interfering with another term of court in the district, the judge may extend the term of any court.

§ 4. Circuit courts are courts of record.

§ 5. There shall be two terms each year of the circuit court in each county of this Commonwealth, except the county of Warren, which shall have three; but there shall be no grand jury summoned to the January term. Daviess shall have four terms; but the March and September terms shall have common law and equity jurisdiction, and the

July and January terms criminal jurisdiction. Henderson and Mason shall have three terms; Franklin and Nelson shall have three terms. The duration of each term, if the business require it, shall be as hereinafter prescribed, the word "days" being used for juridical days, viz:

FIRST DISTRICT.

Fulton, first Mondays in March and September, and continue twelve days.

Hickman, third Mondays in March and September, and continue twelve days.

Ballard, first Mondays in April and October, and continue twelve days.

McCracken, third Mondays in April and October, and continue eighteen days.

Marshall, second Mondays in May and November, and continue twelve days.

Calloway, first Mondays in June and December, and continue eighteen days.

Livingston, fourth Mondays in June and December, and continue eighteen days.

Graves, third Mondays in July and January, and continue thirty-six days.

SECOND DISTRICT.

Trigg, first Mondays in January and July, and continue eighteen days.

Christian, fourth Mondays in January and July, and continue twenty-four days.

Hopkins, first Mondays in March and September, and continue twenty-four days.

Caldwell, fourth Mondays in April and October, and continue eighteen days.

Lyon, fourth Mondays in May and November, and continue fifteen days.

Muhlenburg, first Mondays in April and October, and continue eighteen days.

THIRD DISTRICT.

Henderson, first Mondays in January, May, August, and November, and continue thirty days.

Webster, second Monday in February and third Monday in July, and continue eighteen days.

Union, second Monday in March and fourth Monday in September, and continue thirty days.

Crittenden, third Monday in April and second Monday in December, and continue eighteen days.

FOURTH DISTRICT.

McLean, fourth Mondays in June and December, and continue eighteen days.

Daviess, first Mondays in March and September, and continue forty-eight days, and third Mondays in July and January, and continue twenty-four days.

Ohio, fourth Mondays in March and November, and continue twenty-four days.

Hancock, first Mondays in May and November, and continue eighteen days.

FIFTH DISTRICT.

Warren, first Monday in January, and continue twenty-four days; fourth Monday in May and first Monday in October, and continue thirty-six days.

Logan, first Monday in February, and continue twenty-four days, and second Monday in July, and continue eighteen days.

Todd, first Monday in March and second Monday in August, and continue eighteen days.

Simpson, first Monday in April and third Monday in November; the April term to continue eighteen days, and the November term twenty-four days.

Butler, fourth Monday in April, and continue eighteen days, and second Monday in September, and continue twelve days.

SIXTH DISTRICT.

Hardin, fourth Mondays in October and April, and continue six days.

Breckinridge, first Mondays in October and April, and continue eighteen days.

Grayson, first Mondays in January and July, and continue eighteen days.

Edmonson, second Mondays in December and June, and continue twelve days.

Meade, second Mondays in September and March, and continue eighteen days.

SEVENTH DISTRICT.

Adair, first Mondays in January and July, and continue eighteen days.

Green, fourth Mondays in January and July, and continue twelve days.

Cumberland, second Mondays in February and August, and continue twelve days.

Monroe, fourth Mondays in February and August, and continue twelve days.

Barren, second Mondays in March and September, and continue thirty days.

Hart, third Mondays in April and October, and continue twenty-four days.

Allen, third Mondays in May and November, and continue twelve days.

Metcalfe, first Mondays in June and December, and continue twelve days.

Clinton, third Mondays in June and December, and continue twelve days.

EIGHTH DISTRICT.

Rockcastle, second Mondays in January and August, and continue twelve days.

Garrard, fourth Mondays in January and August, and continue eighteen days.

Boyle, third Monday in February, and continue twenty-four days, and third Monday in September, and continue twelve days.

Lincoln, third Monday in March and the fourth Monday in October; the March term to continue twenty-four days, and the October term eighteen days.

Pulaski, third Monday in April and the first Monday in October, and continue eighteen days.

Wayne, second Monday in May and third Monday in November, and continue twelve days.

Russell, fourth Monday in May, and continue twelve days, and first Monday in December, and continue nine days.

Casey, second Monday in June, and continue twelve days, and Thursday after the second Monday in December, and continue nine days.

NINTH DISTRICT.

Jefferson, first Monday in each month, except July and August, and continue through the month.

TENTH DISTRICT.

Scott, first Mondays in March and September, and continue twelve days.

Madison, third Mondays in March and September, and continue twelve days.

Woodford, first Mondays in April and October, and continue twelve days.

Bourbon, third Mondays in April and October, and continue twelve days.

Clark, first Mondays in May and November, and continue twelve days.

Fayette, third Mondays in May and November, and continue twenty-four days.

Jessamine, third Mondays in February and August, and continue twelve days.

ELEVENTH DISTRICT.

Boone, second Monday in April and the first Monday in October; the April term to continue eighteen days, and the October term twelve days.

Gallatin, third Mondays in March and September, and continue twelve days.

Grant, fourth Monday in May and first Monday in December, and continue eighteen days.

Owen, first Monday in May, and continue eighteen days, and first Monday in November, and continue twenty-four days.

Carroll, first Mondays in March and September, and continue twelve days.

Franklin, first Monday in February, and continue twenty-four days, and the third Mondays of June and October, and continue twelve days.

TWELFTH DISTRICT.

Circuit Courts shall continue in the counties composing this district as now established by law.

THIRTEENTH DISTRICT.

Bath, first Monday in March and September, and continue eighteen days.

Montgomery, the Monday succeeding the Morgan Circuit Court, and continue twenty-four days.

Powell, second Mondays in April and October, and continue six days.

Estill, third Mondays in April and October, and continue twelve days.

Breathitt, the Monday succeeding the Lee Circuit Court, and continue twelve days.

Wolfe, the Monday succeeding the Breathitt Circuit Court, and continue six days.

Morgan, the Monday succeeding the Wolfe Circuit Court, and continue twelve days.

Menifee, fourth Monday in March and September, and continue twelve days.

Lee, the Monday succeeding the Estill county Circuit Court, and continue twelve days.

FOURTEENTH DISTRICT.

Mason, first Monday in March and September, and continue thirty days.

Nicholas, second Monday in April and October, and continue eighteen days.

Fleming, first Mondays in May and November, and continue fifteen days.

Rowan, fourth Monday in May and November, and continue twelve days.

Greenup, second Monday in June and December, and continue eighteen days.

Lewis, second Monday in July and January, and continue eighteen days.

FIFTEENTH DISTRICT.

Leslie, the Mondays succeeding the Owsley Circuit Courts, and continue six days.

Laurel, third Monday in March and August, and continue twelve days.

Whitley, second Mondays in May and October, and continue twelve days.

Bell, fourth Mondays in May and October, and continue six days.

Knox, first Mondays in March and August, and continue twelve days.

Harlan, first Mondays in June and November, and continue six days.

Clay, first Mondays in April and September, and continue twelve days.

Letcher, second Mondays in June and November, and continue six days.

Perry, third Monday in June and November, and continue six days.

Jackson, third Mondays in April and September, and continue six days.

Owsley, fourth Mondays in June and November, and continue six days.

SIXTEENTH DISTRICT.

Boyd, the Mondays succeeding the Lawrence Circuit Court, and continue eighteen days.

Carter, first Mondays in March and September, and continue eighteen days.

Lawrence, the Mondays succeeding the Martin Circuit Court, and continue twelve days.

Johnson, first Mondays in April and October, and continue twelve days.

Floyd, the Mondays succeeding the Pike Circuit Courts, and continue twelve days.

Pike, first Mondays in May and November, and continue twelve days.

Elliott, fourth Mondays in March and September, and continue six days.

Magoffin, third Mondays in April and October, and continue twelve days.

Martin, the Mondays succeeding the Floyd Circuit Courts, and continue six days.

SEVENTEENTH DISTRICT.

Trimble, third Monday in February, and continue twelve days, and the fourth Monday in August, and continue six days.

Bullitt, third Monday in May and November, and continue twelve days.

Shelby, third Mondays in March and September, and continue eighteen days.

Henry, second Mondays in April and October, and continue eighteen days.

Spencer, first Mondays in May and November, and continue twelve days.

Oldham, first Mondays in March and September, and continue twelve days.

Anderson, first Mondays in June and December, and continue eighteen days.

EIGHTEENTH DISTRICT.

Circuit Courts shall continue in the counties composing this district as now established by law.

§ 6. All laws creating Criminal, Chancery, and Common Pleas Courts, except the Criminal Court for the counties of Kenton, Campbell, Harrison, Bracken, Pendleton, and Robertson, and the Chancery Court for said counties, and the Common Pleas Court for the counties of Bourbon, Fayette, Scott, Clark, Woodford, Madison, and the Louisville Chancery Court, and the Court of Common Pleas of Jefferson county, and the Common Pleas Court for the counties of Hickman, Ballard, and McCracken, are hereby repealed; and the clerks of the several courts hereby abolished are directed and required to transfer all causes which

may be pending in any of said courts at the time this act takes effect to the dockets of their respective Circuit Courts, in which said actions shall proceed as if originally begun in said last named courts.

§ 7. In each of the aforesaid eighteen districts, a Circuit Judge and Commonwealth's Attorney shall be elected at the next regular August election, in the manner now prescribed by law.

§ 8. It shall be lawful, whenever the business shall require it, for a Circuit Judge to hold a special term in any county in his district, upon giving ten days' notice thereof, as now required by law, and shall have the same power and authority as at a regular term to hear, determine, and dispose of all criminal and penal prosecutions, common law and equity causes, in all respects as if done at the regular term of court.

§ 9. That all persons who are now, or may hereafter be summoned, recognized, or under bond to appear at any of the terms of any of the aforesaid courts as said terms are now fixed by law, shall be bound to appear therein at the first regular term of said court as fixed by this act, after the same shall have gone into effect; and for a failure to do so, they shall be subject to the same penalties as if they had been summoned, recognized, or given bond to appear at that time; and it shall be the duty of the clerks of the several courts aforesaid, so soon as they shall be informed of the passage of this act, to issue their process, and make out their dockets in accordance herewith.

§ 10. This act shall be in force on and after the first day of August, 1880, and all acts or parts of acts in conflict herewith shall thereupon be repealed.

Mr. Murray moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the negative.

The question was then taken on the adoption of the amendment proposed by Mr. Reeves as a substitute for said bill, and it was decided in the affirmative.

Mr. Adair moved an amendment to said bill, which reads as follows, viz:

Henderson, first Monday in January, thirty-six days.
Webster, third Monday in February, eighteen days.
Union, second Monday in March, thirty days.
Crittenden, third Monday in April, eighteen days.
Henderson, second Monday in May, thirty-six days.
Webster, first Monday in July, eighteen days.
Union, first Monday in September, thirty days.
Henderson, second Monday in October, thirty-six days.
Crittenden, first Monday in December, eighteen days.

First two weeks of each Henderson term to be devoted exclusively to trial of criminal cases, and trials begun during that time to be completed. Each term to have a grand jury.

Civil appearances to be set for third Monday of each term, and summons in such cases may be served ten days before that day.

And the question being taken thereon, it was decided in the affirmative.

Mr. Halbert moved the following amendment to said bill, viz:

Amend by striking out the times of holding the courts in the Fourteenth District, and inserting in lieu thereof the following:

"Circuit courts shall remain and continue in the counties composing this district as now established by law; and, in addition thereto, there shall be held extra terms in the county of Mason, commencing on the Tuesday after the second Mondays in January and July, and continue seventeen days each, if the business requires it."

And the question being taken thereon, it was decided in the affirmative.

Mr. Skiles moved the following amendment to said bill, viz:

But nothing in this act shall in any way affect the July term, 1880, of the Warren circuit court; but said court shall proceed at said term in all respects as though this act had not passed.

And the question being taken thereon, it was decided in the affirmative.

Mr. McElrath moved to amend said bill by striking out Henry county from the 17th judicial district, and inserting it in the 11th judicial district.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cox and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	David R. Murray,
Joseph Bertram,	Thomas Johnson,	Clifton J. Pratt,
James Blackburn,	P. P.Johnston,	G. W. Reeves,
Attila Cox,	T. J. McElrath,	H. H. Skiles,
Charles D. Foote,	D. G. Mitchell,	J. H. Wilkinson,
Henry George,	W. O. Mize,	A. H. Willingham—19.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Clint. Griffith,	Thos. J. Megibben,
J. H. Bruce,	Sam. E. Hill,	A B. Montgomery,
M. T. Carpenter,	C. N. Lewis,	John W. Rowlett,
W. H. Frederick,	R. I. McQuiddy,	Jas. Shackleford—13.
John T. Gathright,		

Mr. Mitchell moved an amendment to said bill.

Pending the consideration of which, Mr. Hays moved that the Senate do now adjourn.

And then the Senate adjourned.

WEDNESDAY, APRIL 7, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to empower and authorize the county court of Hancock county to borrow money for the purpose of building and repairing bridges.

An act to incorporate the Paducah Fair and Jockey Club Association.

An act to prohibit stock from running at large on the Bloomfield and Chaplin Turnpike Road, in Nelson county.

An act to incorporate the Bank of Williamstown.

An act to incorporate the Hustonville and Liberty Telephone Company.

An act for the benefit of H. G. Hurt.

An act for the benefit of Joe Curry and Jack Curry, of Fulton county.

An act to incorporate the Chaplin and Anderson County Turnpike Road Company.

An act to incorporate the California and Tibbatt's Cross-roads Turnpike Company, in Campbell county.

An act to incorporate the New Liberty and Sparta Turnpike Road Company, in Owen county.

An act relating to, and for the benefit of, the Carlisle and Sharpsburg Turnpike Road Company.

An act to amend an act, entitled "An act to incorporate the Forks of Elkhorn Turnpike Road Company," approved March 5th, 1867.

An act to amend an act, entitled "An act to incorporate the Kentucky Widows and Orphans' Relief Association."

An act to authorize the Lyon county court to sell delinquent tax lists by its clerk, and prescribing his duties in relation thereto.

An act appropriating money to repair and preserve the Henry Clay monument at Lexington.

An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Williamsburg, in Whitley county."

An act to prevent the sale of spirituous, vinous, or malt liquors, or any mixture thereof, within one and a half miles of Huston Station, in Scott county.

An act to incorporate the town of Tyrone, in Anderson county.

An act to render valid certain proceedings of the Caldwell county court.

An act to incorporate the Mill Springs National Cemetery Decoration Society, of Pulaski county.

An act to prohibit the sale of spirituous, vinous, or malt liquors, or any mixture thereof, in London, Laurel county, or within one mile of said town.

An act to amend an act, entitled "An act to prohibit granting license to coffee-house, saloon, tavern, or tippling-house to sell spirituous, vinous, or malt liquors, or mixtures of either, in Fulton county."

An act to amend the city charter of Owensboro.

An act for the benefit of Martha A. Tupman.

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873.

An act to amend an act, approved March 3d, 1880, entitled "An act to amend an act, entitled 'An act to amend and reduce into one the several acts concerning the city of Henderson,'" approved February 11th, 1867, and the several acts amendatory thereto.

An act to amend an act amending the charter of the city of Columbus, Kentucky, approved March 6th, 1869, to facilitate the collection of taxes.

An act for the benefit of John L. Hagins, late sheriff of Breathitt county.

An act for the benefit of the sheriff of Letcher county.

An act to amend an act, entitled "An act to incorporate the Cynthiana Graded City School," approved April 5, 1878.

An act to incorporate the Sugar Creek and Watts' Mill Turnpike Road Company.

An act to authorize E. S. Craig, late judge of the city court of Louisville, to sign the orders of said court for the years 1867 and 1868.

An act for the benefit of the Exchange Bank of Kentucky.

An act to authorize the Lincoln county court to levy and collect an ad valorem tax for county purposes.

An act to incorporate Bardly Lodge, No. 390, Free and Accepted Masons.

An act to amend an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17th, 1874.

An act to amend an act incorporating the Vanceburg Male and Female Academy.

An act to establish and incorporate the town of Seymour, in Hart county.

An act to authorize and empower Stranger's Rest Lodge, No. 13, Independent Order of Odd Fellows, at Henderson, Kentucky, to fund its bonded indebtedness.

An act for the benefit of Wm. Rowe and George C. McClure, of Lawrence county.

Resolution granting the right to bury the remains of Capt. O. P. Beard in that part of the Frankfort Cemetery owned by the State.

Resolution tendering Hall of House of Representatives to the Governor for the purpose of bestowing on Wm. Devan and others medals for heroic deeds.

That they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of R. F. Wells, of Elliott county.

An act to incorporate the Voight Patent Water-wheel Company.

An act to incorporate the Owingsville and Big Sandy Railroad Company.

An act to incorporate the Winchester, Ruckersville, and Vienna Turnpike Road Company, in Clark county.

That they had disagreed to bills, which originated in the Senate, of the following titles, viz:

An act to provide for leasing the surplus labor in the Kentucky Penitentiary,

An act in relation to the license and sale of spirituous, vinous, and malt liquors in Bracken county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of G. B. Pearce, of Henry county.

An act for the benefit of Carroll county.

An act for the establishment of and to incorporate the Covington Protestant Children's Home.

An act to amend the charter of the Twelve-mile Turnpike Company, in Campbell county.

An act to correct a mistake in and amend an act, entitled "An act to amend the charter of the Newport and Licking Turnpike Road Company," approved February 12th, 1880.

That they had passed bills of the following titles, viz:

1. An act to allow grand and petit jurors mileage for attending courts as such jurors.

2. An act for the benefit of James P. Harris, jr., of Floyd county.

3. An act to authorize Simpson county to issue bonds for turnpike road purposes.

4. An act to amend an act entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873.

5. An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Mt. Sterling," approved March 7th, 1876.

6. An act for the benefit of D. W. Russell, of Pulaski county.

7. An act for the benefit of the homeless and friendless of the city of Covington.

8. An act for the benefit of John A. Webb.

9. An act for the benefit of Jesse Cunningham, of Clark county, a pauper lunatic.

10. An act to regulate change of venue in civil cases.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 4th, and 5th to the Committee on the Judiciary; the 2d, 6th, 8th, and 9th to the Committee on Claims, and the 7th and 10th to the Committee on Codes of Practice.

Bills of the following titles were reported from the committees directed to prepare and bring in the same, viz:

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill compelling certain offenders to contribute to the expenses of their punishment.

By same—

A bill to amend article 11, chapter 29, of the General Statutes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

On motion of Mr. P. P. Johnston,

Ordered, That said bills be printed, and recommitted to the Committee on Codes of Practice.

The Senate took up for consideration a bill, entitled

A bill to amend article 2, chapter 53, of General Statutes, entitled "Idiots and Lunatics."

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time.

[*For Bill—see Senate Journal of February* 16.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bertram and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	David R. Murray,
James Blackburn,	John T. Gathright,	Clifton J. Pratt,
M. T. Carpenter,	P. P. Johnston,	H. H. Skiles,
Attila Cox,	Thos. J. Megibben,	J. H. Wilkinson,
Charles D. Foote,	A. B. Montgomery,	A. H. Willingham—15.

Those who voted in the negative, were—

Alex. E. Adams,	Geo. T. Halbert,	C. N. Lewis,
Joseph Bertram,	R. G. Hays,	T. J. McElrath,
Henry George,	Thomas Johnson,	John W. Rowlett—10.
C. W. Gilmore,		

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill to regulate the advertising of real estate and personal property under execution sale, sales for State and county taxes, and sales under decrees or judgments, and to regulate the compensation therefor.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter sheriffs and master and special commissioners, marshals, constables, assignees, trustees, and other officers making sales of real estate or personal property under execution, or by virtue of judgments or decrees, where the execution, judgment, or decree is for five hundred dollars or over, shall advertise the time and place of sale in one newspaper (if such there be published in the county), for two weeks, by weekly insertions, prior to the time of making the sale.

§ 2. That sheriffs shall advertise the time and place of sale of lands for State and county taxes in one newspaper (if such there be published in the county), three weeks, by weekly insertions, prior to the time of sale, the purchaser of the property to pay the cost of advertising.

§ 3. That the publishers of such newspapers shall be allowed eighty (80) cents per lineal inch of the usual type of such newspaper for the first insertion, and forty (40) cents per lineal inch for the subsequent insertions for such advertisements as are provided for in the first section of this act, to be taxed as cost in the action or proceedings, and twenty-five (25) cents for each tract of land or town lot of taxable property as required by section two, to be taxed up as cost of sale.

§ 4. That section three, article seventeen, chapter ninety-two, of the General Statutes, and all other laws or parts of laws in conflict with this act, are hereby repealed.

§ 5. That the advertisements required by this act shall be advertised in a newspaper of general circulation published in the county.

§ 6. That in case of sales by order of court, the court may, in its discretion, direct the advertisements to be made for a longer time, or in other newspapers in addition to the one herein prescribed; and in case there is no newspaper published in the county, the advertisements shall be as now provided by law, where the sale is under execution, or for taxes, or as directed by the court, under the restrictions now provided by law, where the sale is by order of court.

§ 7. This act shall be in force from and after its passage.

Mr. Hays moved an amendment to said biill.

Mr. Montgomery moved an amendment to said bill.

Mr. Gilmore moved an amendment to said bill.

Mr. Bertram moved an amendment to said bill.

Mr. Mitchell moved an amendment to said bill.

Mr. Halbert moved a first and second amendment to said bill.

Mr. Adair moved to lay said bill and pending amendments on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adams and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	James Shackleford,
Joseph Bertram,	George T. Halbert,	Ishmael H. Smith,
M. T. Carpenter,	D. G. Mitchell,	A. H. Willingham—9.

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	R. I McQuiddy,
Albert S. Berry,	Clint. Griffith,	Thos. J. Megibben,
James Blackburn,	R. G. Hays,	Alex. B. Montgomery,
J. H. Bruce,	Sam. E. Hill,	David R. Murray,
Attila Cox,	Thomas Johnson,	Clifton J. Pratt,
Charles D. Foote,	P. P. Johnston,	John W. Rowlett,
W. H. Frederick,	C. N. Lewis,	H. H. Skiles,
Henry George,	T. J. McElrath,	J. H. Wilkinson—24.

The question was then taken on the amendment proposed by Mr. Hays to said bill, and it was decided in the negative.

The amendment proposed by Mr. Montgomery to said bill reads: Strike out the words "one hundred," in the first section, where they occur therein, and insert in lieu thereof the words "three hundred."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Gilmore to said bill, and it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Bertram to said bill, and it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Mitchell to said bill, and it was decided in the negative.

The question was then taken on the first amendment proposed by Mr. Halbert to said bill, and it was decided in the negative.

The second amendment moved by Mr. Halbert to said bill proposed to strike out the words "three hundred" from the first section thereof, as amended by the adoption of the amendment proposed by Mr. Montgomery, and inserting in lieu thereof the words "five hundred."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	Henry George,	D. G. Mitchell,
Albert S. Berry,	C. W. Gilmore,	A. B. Montgomery,
James Blackburn,	Clint. Griffith,	David R. Murray,
J. H. Bruce,	Sam. E. Hill,	Clifton J. Pratt,
Attila Cox,	P. P. Johnston,	G. W. Reeves,
Charles D. Foote,	C. N. Lewis,	John W. Rowlett,
W. H. Frederick,	T. J. McElrath,	J. H. Wilkinson—22.
John T. Gathright,		

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	H. H. Skiles,
Joseph Bertram,	R. I. McQuiddy,	Ishmael H. Smith,
M. T. Carpenter,	James Shackleford,	A. H. Willingham—10.
George T. Halbert,		

Resolved, That the title of said bill be as aforesaid.

Mr. Mitchell moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. Adair offered the following resolution, viz:

Resolved by the Senate of Kentucky, That hereafter, upon bills reported under the call of Senators, no Senator shall be allowed more than one speech upon his bill, nor for a longer time than five minutes.

Mr. Adair moved to suspend the rules and take up said resolution.

And the question being taken thereon, it was decided in the negative.

On motion of Mr. Cox, leave of absence, indefinitely, was granted Mr. Mize.

The Senate resumed the consideration of the unfinished report of the Committee on General Statutes, it being a bill, entitled

A bill to incorporate the American Commercial Company.

On motion of Mr. P. P. Johnston, the second reading of said bill, as well as that ordering it to a third reading, were reconsidered.

Mr. Gathright moved to amend said bill by adding after the word "prescribe," in the tenth line of section 5, the words, "in conformity with the laws of this State."

And the question being taken thereon, it was decided in the affirmative.

Mr. Montgomery moved to amend said bill by striking out the 6th section thereof.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Montgomery and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Sam. E. Hill,	G. W. Reeves,
Attila Cox,	P. P. Johnston,	Ishmael H. Smith,
Charles D. Foote,	A. B. Montgomery,	A. H. Willingham—13.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Clinton Griffith,	Thos. J. Megibben,
Alex. E. Adams,	George T. Halbert,	John W. Rowlett,
Albert S. Berry,	Thos. Johnson,	Jas. Shackleford,
Joseph Bertram,	C. N. Lewis,	H. H. Skiles,
W. H. Frederick,	T. J. McElrath,	J. H. Wilkinson—17.
John T. Gathright,	R. I. McQuiddy,	

Mr. Gathright moved to amend said bill by adding to the sixth section thereof the following:

"Nothing in this section shall be construed as allowing any banking privileges."

And the question being taken thereon, it was decided in the affirmative.

Mr. Johnston moved to amend said bill by adding thereto the following proviso, viz:

Provided, That said company shall not, by anything contained in this bill, be exempt from the duties and liabilities of common carriers under the general law.

And the question being taken thereon, it was decided in the affirmative.

Mr. Megibben moved an amendment to said bill.

Mr. Gathright moved an amendment as a substitute for said amendment.

Pending the consideration of which, further action thereon was cut off by the special order of the day, it being a bill, entitled

A bill to divide the State of Kentucky into eighteen circuit court judicial districts.

Mr. Mitchell moved to amend said bill by giving the county of Taylor 18 juridical days.

And the question being taken thereon, it was decided in the negative.

Mr. Skiles moved to reconsider the vote by which the Senate, on yesterday, adopted the amendment proposed by Mr. McElrath to said bill.

Mr. Murray moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on reconsidering the vote by which the Senate adopted the amendment proposed by Mr. McElrath on yesterday, and it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. McElrath on yesterday, and it was decided in the negative.

Mr. Wilkinson moved the following amendment to said bill, viz:

Amend by changing the times for holding the courts in the second district by inserting the following:

Trigg, third Mondays in April and October, and continue eighteen days.

Christian, first Mondays in February and August, and continue twenty-four days.

Hopkins, fourth Mondays in March and September, and continue twenty four days.

Caldwell, second Mondays in May and November, and continue eighteen days.

Lyon, second Mondays in June and December, and continue eighteen days.

Muhlenburg, first Mondays in March and September, and continue eighteen days.

Which was twice read and adopted.

Mr. Rowlett moved the following amendment to said bill, viz:

This act shall take effect, as to the courts in Adair and Allen counties, on the first day of July.

Which was twice read and adopted.

Mr. Montgomery moved to amend said bill so as to make all terms of the Franklin circuit court fiscal terms.

Which was twice read and adopted.

Mr. Mitchell moved to amend said bill so as to allow Taylor county eighteen juridical days.

And the question being taken thereon, it was decided in the negative.

Mr. Mitchell moved to reconsider the vote by which the Senate had rejected the last named amendment.

And the question being taken thereon, it was decided in the negative.

Mr. George moved the following amendment to said bill:

Fulton, first Mondays in March and September, and continue twelve days.

Hickman, third Mondays in March and September, and continue twelve days.

Ballard, second Mondays in April and October, and continue twelve days.

Graves, fourth Mondays in April and October, and continue thirty-six days.

McCracken, second Mondays in June and December, and continue eighteen days.

Marshall, first Mondays in July and January, and continue twelve days.

Calloway, fourth Mondays in July and January, and continue twelve days.

Livingston, second Mondays in August and February, and continue twelve days.

Which was twice read and adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts therein.

Mr. Carpenter moved to reconsider the vote by which the Senate had passed said bill.

Mr. Bruce moved to lay said motion on the table.

Which motion was adopted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Lewis—

1. A bill to regulate the jurisdiction of the Fleming county quarterly court.

On motion of same—

2. A bill to regulate the jurisdiction of the quarterly court of Fleming county.

On motion of Mr. Griffith—

3. A bill for the benefit of the sheriff of Daviess county.

On motion of Mr. Cox—

4. A bill to amend chapter 94, General Statutes, title "Roads and Passways."

On motion of same—

5. A bill to amend an act, entitled "An act to authorize the Owen county court to issue bonds," approved January 27, 1880.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st and 2d; the Committee on Courts of Justice the 3d and 4th, and the Committee on Sinking Fund the 5th.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

An act in relation to the levy and collection of certain taxes in Caldwell county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act, entitled "An act to amend the charter of the town of Dixon, in Webster county."

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of Ed. Thomas, circuit court and late county court clerk of Grayson county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to provide for the erection of a Branch Penitentiary,

The question pending being upon the passage of said bill.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	James Shackleford,
J. H. Bruce,	Thos. J. Megibben,	H. H. Skiles,
W. H. Frederick,	A. B. Montgomery,	Ishmael H. Smith,
John T. Gathright,	David R. Murray,	J. H. Wilkinson,
Samuel E. Hill,	Clifton J. Pratt,	A. H. Willingham—15.

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	C. N. Lewis,
Alex. E. Adams,	C. W. Gilmore,	T. J. McElrath,
Albert S. Berry,	Clint. Griffith,	R. I. McQuiddy,
Joseph Bertram,	R. G. Hays,	D. G. Mitchell,
M. T. Carpenter,	Thomas Johnson,	John W. Rowlett—16.
Attila Cox,		

Paired: G. W. Reeves, yea, W. O. Mize, nay; Henry George, yea, A. R. Clarke, nay; Geo. T. Edwards, yea, Geo. T. Halbert, nay.

So said bill was disagreed to.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That for the purpose of erecting a Branch Penitentiary as hereinafter provided, the Governor shall, within twenty days after the passage of this act, by and with the consent of the Senate, appoint a Commission consisting of three intelligent, discreet, and reliable citizens and residents of Kentucky, who shall be known and styled the Penitentiary Commissioners. Said Commissioners, when appointed and notified thereof by the Governor, shall, if they accept said appointment within twenty days after their appointment, take an oath faithfully to perform the duties assigned them, and shall each give bond and good security to the Commonwealth, conditioned for the faithful discharge of their duties, and for the safe-

keeping and proper disbursing of any and all moneys that may come into their hands, which bond shall be taken by the Governor, and by him safely kept.

§ 2. Said Commissioners shall, after qualification and giving bond as required in the preceding section, choose one of their number as chairman, and proceed to select a site and purchase grounds suitable for the erection of a Branch Penitentiary. In the selection of said site and grounds, said Commissioners shall be governed in said selection by considerations of accessibility by railroad or navigable river or both, by the healthfulness of the said site and of the community, and by the nearness, abundance, and cheapness of building material. Said Commission shall purchase not less than 200 nor more than 600 acres for said Branch Penitentiary, and they shall purchase said grounds at as small a price as possible. When the price of said grounds has been agreed upon, and the said Commissioners are all satisfied as to the title to said grounds, then said Commissioners may cause a deed to the grounds so purchased to be made to the Commonwealth, and the Auditor of Public Accounts shall draw his warrant on the Treasurer for the purchase money for said grounds.

§ 3. Said Commissioners shall cause a plan and specifications of the wall, cell-house, workshop, and other buildings necessary to be made, by some competent architect or architects; but the plan shall not be made so that the wall will inclose more than eight acres, and the same shall not exceed 25 feet in height above ground, and four feet in thickness at the ground, and two feet at top, and shall be built of stone or brick. The cell-house shall not contain more than five hundred cells, and shall be built after the most approved modern style of prison architecture, combining safety, cleanliness, healthfulness, convenience, and comfort. The workshops, machine shops, and other buildings necessary, shall be built of brick, and the number and dimensions thereof shall be intrusted to the intelligence and discretion of said Commissioners. The machinery needed for said Branch Penitentiary, when completed, shall likewise be intrusted to the intelligence and discretion of said Commissioners. Said Commissioners may procure said plans and specifications by private contract or public advertisement; and the chairman of said Penitentiary Commissioners shall certify the cost thereof to the Auditor of Public Accounts, who shall draw his warrant on the Treasurer to pay for the same. The said Commissioners are directed to select that plan upon which the cell-houses and other buildings are to be constructed, which, in their judgment, will best subserve the management of said Branch Penitentiary upon the Warden system.

§ 4. When said Commissioners have agreed upon a plan and specifications for said wall, cell-house, and buildings, as provided for in the preceding section, it shall be their duty to advertise in one daily paper in Louisville, Kentucky, one in Cincinnati, Ohio, one in St. Louis, Missouri, one in Chicago, Illinois, for bids for the erection of said wall, cell-house, and other buildings, according to the plan and specifications agreed upon; and said advertisement shall give as fully as can well be done the plan of said buildings, etc., and the amount of convict labor that can be furnished by the State, and shall reserve the right to reject any and all bids that may be made for said work. Said Commissioners shall award the contract for said work to the lowest and best bidder or bidders, if the same is otherwise acceptable. If said Commissioners deem it best, they may advertise and receive bids for the whole of said work in one contract, or they may divide it into two or more separate contracts. The cost of the advertisements required in this section shall be paid by the Auditor, upon the written order of the Chairman of said Penitentiary Commissioners.

§ 5. Said Commissioners shall make it a condition precedent to the awarding of a contract for the erection of said wall, cell-house, and other buildings, that the contractor or contractors shall use on said works convicts from the Penitentiary, in any number that may be agreed upon by and between said Commissioners and said contractor or contractors; and for the guarding, safe-keeping, sheltering, diet, medical attention, clothing, and compensation for said convicts, the said Commissioners may, and are hereby authorized to, contract for and in behalf of the Commonwealth with said contractor or contractors.

§ 6. Before said contract or contracts shall be final and binding, the contractor or contractors to whom is awarded said work shall execute sufficient bond, with approved security, before said Commissioners, payable to the Commonwealth, conditioned that he or they will faithfully and fully perform the contracts according to the plan and specifications furnished, and that he or they will faithfully and fully comply with the contract made with said Commissioners concerning the guarding, safe keeping, sheltering, diet, medical attention, clothing, and compensation for said convicts; and said bond shall be safely kept by said Commissioners.

§ 7. After said contract or contracts are awarded, and after the bond or bonds, as required in the preceding section, have been executed, and the contractor or contractors notify said Commissioners that he or they are ready for the convict labor, it shall be the duty of said Commissioners to inform the Governor thereof, stating how many convicts are required by the contract; and it shall be the duty of the Governor to cause to be delivered, as provided for in an act, entitled "An act to amend chapter 85, General Statutes, title 'Penitentiary,'" approved April 4th, 1878, the required number of convicts; and said convicts shall be so delivered to said contractor or contractors on the grounds selected for the erection of said Branch Penitentiary. The cost of delivering said convicts shall be paid by the Auditor of Public Accounts, upon the written order of the Governor.

§ 8. After the said convicts are delivered to the contractor or contractors, as required in the preceding section, it shall be the duty of said Commissioners to appoint as their agent a prudent, discreet, and trustworthy man, who shall remain on the grounds and look after the said convicts; see that they are humanely treated, properly cared for, fed and clothed according to contract, etc., and see that all contracts between said Commissioners and contractors are faithfully carried out.

§ 9. As the work progresses, said Commissioners shall furnish the Auditor of Public Accounts with monthly estimates of amounts due said contractor or contractors, deducting therefrom the amount due the Commonwealth for said convict labor; and upon the presentation of said estimates, the Auditor shall draw his warrant on the Treasurer in favor of said contractor or contractors for the amount stated in said estimates as due said contractor or contractors, provided that not exceeding eighty per cent. of the cost of the work shall be paid until said work is completed and approved by said Commissioners.

§ 10. It shall be the duty of said Commissioners to exercise over said work, as it progresses, a careful supervision, so that a complete compliance with the plan, specifications, and contracts may be secured; and if, during the progress of the work, it becomes apparent to said Commissioners that they can make a change in the original plan and specifications that would add to the healthfulness, usefulness, convenience, or durability of said work, or cheapen the same, they may make such change: *Provided*, Such a change does not add materially to the cost of said work.

§ 11. If there is not sufficient rock, stone, gravel, and other material for the erection of said wall, cell-house, and other buildings, on the grounds purchased by said Commissioners for a Branch Penitentiary, then said Commissioners are authorized to purchase said rock, stone, gravel, material, etc., necessary for said building; and if they shall be unable to procure the right of way to any quarry where they may procure said rock, stone, gravel, &c., or shall be unable to agree with the owner of any quarry of rock, stone, or gravel, as to the price of same, the same may be condemned as land is now condemned by law, under the provisions of chapter 110, General Statutes, for turnpike roads and other roads; and the Auditor shall draw his warrant in favor of the owner of said land agency upon the Treasurer for the amount the same is assessed at, when the Chairman of said Penitentiary Commissioners certify said amount so assessed to the Auditor.

§ 12. The said Commissioners shall, in their discretion and judgment, have the power to reject all bids for the erection of said wall, cell-house, and other buildings, and employ one competent architect, and as many skilled mechanics, overseers, agents, clerks, as they may deem necessary, and on such terms as may be agreed upon, and proceed, under the provisions of this act, to erect said wall, cell-house, and other buildings with the convicts from the Penitentiary, at the expense of the State: *Provided*, The amount in aggregate shall not exceed the amount of the lowest bid for the contract. Should said Commissioners determine so to do, they are hereby given and granted power to contract for necessary guards, supplies, clothing, medical attention, etc., for the said convicts while so engaged at work on said buildings, and to draw warrants upon the Treasurer for such amounts of money as may, from time to time, be needed to carry on said work.

§ 13. All laws now in force for the regulation and discipline of convicts in the Penitentiary shall apply to said convicts while engaged in building said Branch Penitentiary; and the said Commissioners are hereby authorized and empowered to make such other rules and regulations for the government of said convicts, while engaged on said work, as they may deem necessary and proper.

§ 14. Said Commissioners shall receive annually for their services the sum of $ each, and necessary traveling expenses. Their salaries shall be paid quarterly by the Auditor, who is directed to draw his warrant upon the Treasurer for the amount needed to pay said salaries. The necessary traveling expenses of each and all of said Commissioners may be paid at any time, upon the sworn statement of each Commissioner, by the Auditor of Public Accounts, who is directed to draw his warrant upon the Treasurer in favor of each of said Commissioners for the amount mentioned in their respective itemized and sworn statements.

§ 15. Said Commissioners, if they deem it necessary to enable them to carry into execution the provisions of this act, may visit the prisons of other States for the purpose of gaining information concerning the building of said Branch Penitentiary, and the proper equipment.

§ 16. Said Commissioners shall keep a true and accurate account of all moneys by them expended, and the purposes for which said expenditures were made; and to enable them to do so in a proper manner, they are hereby authorized and empowered to appoint a clerk at such a salary as said Commissioners may deem just and reasonable, whose duty it shall be to keep said accounts. The said clerk shall not be appointed until the location of said Branch Penitentiary has been agreed upon, and the work on the same is ready to be begun.

§ 17. The said Commissioners shall make to the next General Assembly a full and complete report and exhibit of all they have done under the provisions of this act.

§ 18. Should any one of said Commissioners die, resign, refuse to act after qualification, or remove from the State before the meeting of the next General Assembly, or fail to accept his appointment before the present General Assembly adjourn, the Governor shall appoint some one to act in his place; said appointment shall be subject to the consent and confirmation of the Senate when the General Assembly next meets.

§ 19. If it appears that any convict is required by said contractor or contractors to work on said works when by disease or weakness he is unfit so to work, or that said convicts are not properly clothed, fed, provided for, and humanely treated, it shall be the duty of said Commissioners to direct the Commonwealth's Attorney of the judicial district in which said Branch Penitentiary is located, to file an information or presentment therefor, in the name of the Commonwealth, against said contractor or contractors, in the circuit court of the county in which said Branch Penitentiary is located, and upon conviction thereof, said contractor or contractors shall be fined in a sum of not less than one hundred nor than one thousand dollars.

§ 20. When said Branch Penitentiary shall have been completed and received by the Commissioners from the contractors, said Commissioners are directed to receive the convicts used by said contractors, and turn them over, together with all public property in and about said Branch Penitentiary, to the Warden.

§ 21. That $150,000, or so much thereof as may be necessary, be, and the same is hereby, appropriated, out of any funds in the Treasury not otherwise appropriated, for the purposes of defraying the expenses of erecting said Branch Penitentiary.

§ 22. This act shall take effect from its passage.

Mr. George then moved to suspend the rules in order to take up for consideration a joint resolution, which originated in the House of Representatives, entitled,

Resolution fixing the day for the General Assembly to adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. George and Thos. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Samuel E. Hill,	Clifton J. Pratt,
James Blackburn,	P. P. Johnston,	G. W. Reeves,
J. H. Bruce,	Thos. J. Megibben,	John W. Rowlett,
W. H. Frederick,	A. B. Montgomery,	H. H. Skiles,
John T. Gathright,	David R. Murray,	Ishmael H. Smith—16.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	R. I. McQuiddy,
Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	Jas. Shackleford,

M. T. Carpenter,	Thomas Johnson,	J. H. Wilkinson,
Attila Cox,	C. N. Lewis,	A. H. Willingham—17.
Charles D. Foote,	T. J. McElrath,	

Mr. Berry moved to suspend the rules to allow him to report a resolution.

Mr. P. P. Johnston moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	P. P. Johnston,	Clifton J. Pratt,
James Blackburn,	Thos. J. Megibben,	G. W. Reeves,
M. T. Carpenter,	Alex. B. Montgomery,	J. H. Wilkinson,
Henry George,	David R. Murray,	A. H. Willingham—12.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	T. J. McElrath,
Albert S. Berry,	Clint. Griffith,	R. I McQuiddy,
Joseph Bertram,	George T. Halbert,	D. G. Mitchell,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
Attila Cox,	Sam. E. Hill,	James Shackleford,
Charles D. Foote,	Thomas Johnson,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	Ishmael H. Smith—22.
John T. Gathright,		

Mr. P. P. Johnston moved to table the motion made by Mr. Berry to suspend the rules to allow him to report a resolution.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mitchell and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Thos. J. Megibben,	Jas. Shackleford,
James Blackburn,	Clifton J. Pratt,	Ishmael H. Smith,
P. P. Johnston,	G. W. Reeves,	A. H. Willingham—9.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	T. J. McElrath,
Albert S. Berry,	C. W. Gilmore,	R. I. McQuiddy,
Joseph Bertram,	Clinton Griffith,	D. G. Mitchell,
J. H. Bruce,	George T. Halbert,	A. B. Montgomery,
M. T. Carpenter,	R. G. Hays,	John W. Rowlett,
Attila Cox,	Sam. E. Hill,	H. H. Skiles,
Charles D. Foote,	Thos. Johnson,	J. H. Wilkinson—23.
John T. Gathright,	C. N. Lewis,	

Mr. P. P. Johnston then moved to adjourn.

And the question being taken thereon, it was decided in the negative by the casting vote of the Speaker, Hon. Jas. E. Cantrill.

The yeas and nays being required thereon by Messrs. Berry and Cox, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Thos. J. Megibben,	John W. Rowlett,
James Blackburn,	A. B. Montgomery,	James Shackleford,
M. T. Carpenter,	David R. Murray,	H. H. Skiles,
Henry George,	Clifton J. Pratt,	J. H. Wilkinson,
Clint. Griffith,	G. W. Reeves,	A. H. Willingham—16.
P. P. Johnston,		

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	T. J. McElrath,
Albert S. Berry,	C. W. Gilmore,	R. I. McQuiddy,
Joseph Bertram,	Geo. T. Halbert,	D. G. Mitchell,
J. H. Bruce,	Sam. E. Hill,	Ishmael H. Smith,
Attila Cox,	Thomas Johnson,	Jas. E. Cantrill—17.
Charles D. Foote,	C. N. Lewis,	

The question was then taken on suspending the rules in order to take up said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Johnston and Cox, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	R. I. McQuiddy,
Alex E. Adams,	C. W. Gilmore,	D. G. Mitchell,
Albert S. Berry,	Clint. Griffith,	A. B. Montgomery,
Joseph Bertram,	George T. Halbert,	David R. Murray,
J. H. Bruce,	Sam. E. Hill,	Clifton J. Pratt,
M. T. Carpenter,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	C. N. Lewis,	James Shackleford,
Charles D. Foote,	T. J. McElrath,	J. H. Wilkinson—24.

Those who voted in the negative, were—

James Blackburn,	Thos. J. Megibben,	Ishmael H. Smith,
John T. Gathright,	H. H. Skiles,	A. H. Willingham—7.
P. P. Johnston,		

Mr. Murray moved to reconsider the vote by which the Senate had suspended the rules.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Murray and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Thos. J. Megibben,	H. H. Skiles,
John T. Gathright,	David R. Murray,	Ishmael H. Smith,
P. P. Johnston,	G. W. Reeves,	A. H. Willingham—9.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	R. I. McQuiddy,
Alex. E. Adams,	Clint. Griffith,	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	A B. Montgomery,
Joseph Bertram,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
Attila Cox,	C. N. Lewis,	J. H. Wilkinson—20.
Charles D. Foote,		

Mr. Griffith moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Murray and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	David R. Murray,
Albert S. Berry,	Clint. Griffith,	G. W. Reeves,
James Blackburn,	R. G. Hays,	John Walter Rowlett,
J. H. Bruce,	Samuel E. Hill,	Jas. Shackleford,
M. T. Carpenter,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	Thos. J. Megibben,	J. H. Wilkinson,
John T. Gathright,	A. B. Montgomery,	A. H. Willingham—21.

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	R. I. McQuiddy,
Joseph Bertram,	Thomas Johnson,	D. G. Mitchell,
Attila Cox,	C. N. Lewis,	Ishmael H. Smith—10.
C. W. Gilmore,		

And then the Senate adjourned.

THURSDAY, APRIL 8, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the town of Bremen, in Muhlenburg county.

An act authorizing the improvement of the Fountain Ferry road, in Jefferson county.

An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to empower the county court of Grant county to make subscriptions to the capital stock of turnpike roads in said county.

2. An act to charter the Williamstown and Dowdsville Turnpike Road Company, in Grant county.

3. An act to incorporate the Bagdad, Jacksonville, and Benson Turnpike Company.

4. An act for the benefit of the Shelbyville and Smithfield Turnpike Road Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 2d to the Committee on Internal Improvement, and the 3d and 4th to the Committee on Courts of Justice.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Foote, from the Committee on Claims—

An act for the benefit of James P. Harris, jr., of Floyd county.

By same—

An act for the benefit of Wm. H. Hamilton, jr., of Pike county.

By Mr. Adair, from the Committee on Internal Improvement—

An act to empower the county court of Henderson county to take stock in turnpike or gravel roads in Henderson county.

By Mr. Hill, from the Committee on Education—

An act to establish a system of common schools in Smith's Mills district, in Henderson county.

By Mr. Cox, from the Committee on Internal Improvement—

An act to charter and incorporate a turnpike road leading from Lusby's mills, in Owen county, to Corinth, in Grant county, to be known as the Lusby's Mills and Corinth Turnpike Road Company.

By Mr. Wilkinson, from the Committee on Codes of Practice—

An act to regulate change of venue in civil cases.

By Mr. P. P. Johnston, from same committee—

An act to incorporate the Grand Lodge of the Ancient Order of United Workmen of Color of Kentucky, and also the Supreme

Lodge of the Ancient Order of United Workmen of Color of the United States.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill for the benefit of Lincoln county.

By Mr. Hill, from the Committee on Codes of Practice—

A bill to amend the charter of the town of Falmouth.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that, in the absence of the regular Speaker, they had elected Hon. T. J. Bush, and he was now acting as Speaker *pro tem.* of that body.

A message was also received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to amend an act entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873.

Which was granted, and the bill delivered to the messenger.

Mr. Berry moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee, to consist of five members of the House and three Senators, be appointed, none of whom shall have served upon either general or special committees of either House upon the penitentiary question, whose duty it shall be to report as speedily as possible a bill affording such relief as they deem expedient for the penitentiary.

Mr. Megibben moved the following amendment as a substitute for said resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee of three from the Senate and five from the House be appointed by their respective Speakers, to take into consideration the penitentiary question, and report such measures as, in their judgment, will meet the approval of the Legislature and the necessities of the case.

Mr. Mitchell moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Megibben to said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gilmore and George, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	P. P. Johnston,	G. W. Reeves,
James Blackburn,	T. J. McElrath,	James Shackleford,
J. H. Bruce,	Thomas J. Megibben,	H. H. Skiles,
John T. Gathright,	D. G. Mitchell,	Ishmael H. Smith,
Henry George,	Alex. B. Montgomery,	J. H. Wilkinson,
Clint. Griffith,	David R. Murray,	A. H. Willingham—19.
Samuel E. Hill,		

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	Geo. T. Halbert,
Albert S. Berry,	Charles D. Foote,	Thomas Johnson,
Joseph Bertram,	W. H. Frederick,	C. N. Lewis,
M. T. Carpenter,	C. W. Gilmore,	John W. Rowlett—12.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	A. B. Montgomery,
Alex. E. Adams,	C. W. Gilmore,	David R. Murray,
Joseph Bertram,	Clinton Griffith,	G. W. Reeves,
James Blackburn,	George T. Halbert,	John W. Rowlett,
J. H. Bruce,	Samuel E. Hill,	Jas. Shackleford,
M. T. Carpenter,	P. P. Johnston,	H. H. Skiles,
Attila Cox,	C. N. Lewis,	Ishmael H. Smith,
Charles D. Foote,	T. J. McElrath,	J. H. Wilkinson,
W. H. Frederick,	Thos. J. Megibben,	A. H. Willingham—29.
John T. Gathright,	D. G. Mitchell,	

In the negative—Albert S. Berry—1.

Mr. Bruce, from the Committee on Railroads, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Kentucky Southern Railroad Company," approved March 28th, 1872,

Reported the same with an amendment.

Which was adopted.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the first section of an act, entitled "An act to incorporate the Kentucky Southern Railroad Company," approved March 28, 1872, be, and the same is hereby, so amended as to strike out the words "Covington by the way of the city of Frankfort," and inserting therein in lieu thereof the words "Louisville, by such route as said company may select."

§ 2. That the fifth section of said act is hereby amended by striking out the words "eleven directors," and in lieu thereof insert "seven directors."

§ 3. Said act is hereby further so amended as to authorize said company to establish offices and agencies at such places as it may think proper; and this act shall take effect from its passage.

The amendment proposed by the committee and adopted reads as follows, viz:

Amend by adding the following section, to-wit:

§—. That sections 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21 of said act, approved March 28, 1872, are hereby stricken from said act, and are hereby repealed.

Mr. Berry moved to amend said bill by adding thereto the following, viz:

That portion of said road running through now revenue-paying counties shall be exempt from taxation for ten years.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	T. J. McElrath,
Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
Albert S. Berry,	Clinton Griffith,	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	Jas. Shackleford,
Attila Cox,	Thomas Johnson,	Ishmael H. Smith—17.
Charles D. Foote,	C. N. Lewis,	

Those who voted in the negative, were—

James Blackburn,	Henry George,	G. W. Reeves,
J. H. Bruce,	Samuel E. Hill,	H. H. Skiles,

M. T. Carpenter,	P. P. Johnston,	J. H. Wilkinson,
A. R. Clarke,	David R. Murray,	A. H. Willingham—13.
John T. Gathright,		

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and George, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	Thos. J. Megibben,
Alex. E. Adams,	John T. Gathright,	David R. Murray,
Albert S. Berry,	C. W. Gilmore,	John Walter Rowlett,
Joseph Bertram,	Clint. Griffith,	Jas. Shackleford,
J. H. Bruce,	George T. Halbert,	Ishmael H. Smith,
Charles D. Foote,	Thomas Johnson,	J. H. Wilkinson—18.

Those who voted in the negative, were—

James Blackburn,	Samuel E. Hill,	H. H. Skiles,
M. T. Carpenter,	P. P. Johnston,	A. H. Willingham—8.
Henry George,	G. W. Reeves,	

Resolved, That the title of said bill be as aforesaid.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, which originated in the Senate, entitled

Resolution to appoint a joint committee to report a bill affording relief to the Penitentiary.

On motion of Mr. Adair,

Ordered, That a bill from the House of Representatives, entitled

An act for the benefit of W. W. Stinnett, late sheriff of Todd county,

Be withdrawn from the Committee on Finance and referred to the Committee on Claims.

The Senate took up for consideration the unfinished report of the Committee on General Statutes, it being a bill, entitled

A bill to incorporate the American Commercial Company.

Messrs. Megibben and Gathright withdrew the amendments proposed by them on yesterday to said bill, action thereon having been cut off by the special order of the day.

Mr. Megibben moved the following amendment to said bill, viz:

Amend section nine by inserting after the word "proper" the following: "And may have two principal offices, one of which shall be located

in this Commonwealth, and may transact their business at either of said offices; but in all dealings with citizens of this State, the principal office in this State shall be deemed as the only principal or home office of said company."

Amend section seven by inserting after the word "qualified," in the seventh line, the following: "After the first meeting of the stockholders, at least two of the directors shall be residents of this Commonwealth, when seven constitute the number of directors; when more than that number, the same proportion shall be added from this State."

Mr. P. P. Johnston moved the following amendment, viz:

The transfer of any suit by said corporation from a State to a Federal court, or the institution of any suit by said corporation in a Federal court that might be instituted in a State court, shall operate as a forfeiture of this charter.

And the question being taken thereon, it was decided in the negative.

Mr. P. P. Johnston moved to reconsider the vote by which the Senate had rejected said proposed amendment.

Mr. Berry moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Reeves, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clinton Griffith,	Thos. J. Megibben,
Alex. E. Adams,	Geo. T. Halbert,	David R. Murray,
Albert S. Berry,	Thos. Johnson,	James Shackleford,
Joseph Bertram,	C. N. Lewis,	Ishmael H. Smith,
W. H. Frederick,	T. J McElrath,	J. H. Wilkinson—15.

Those who voted in the negative, were—

James Blackburn,	C. W. Gilmore,	G. W. Reeves,
M. T. Carpenter,	Samuel E. Hill,	John W. Rowlett,
Chas. D. Foote,	P. P. Johnston,	H. H. Skiles,
John T. Gathright,	A. B. Montgomery,	A. H. Willingham—13.
Henry George,		

Mr. P P. Johnston then moved the following amendment to said bill, viz:

The said corporation shall keep an agent in each county where it does business, upon whom process may be served, which service shall give the courts of the county jurisdiction in all actions against the said corporation.

And the question being taken thereon, it was decided in the negative.

Mr. Montgomery moved that said bill be engrossed and read a third time.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Skiles and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clinton Griffith,	David R. Murray,
Alex. E. Adams,	George T. Halbert,	John W. Rowlett,
Albert S. Berry,	Sam. E. Hill,	James Shackleford,
Joseph Bertram,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	C. N Lewis,	J. H. Wilkinson,
John T. Gathright,	T. J. McElrath,	A. H. Willingham—20.
C. W. Gilmore,	Thos. J. Megibben,	

Those who voted in the negative, were—

James Blackburn,	Charles D. Foote,	G. W. Reeves—5.
M. T. Carpenter,	P. P. Johnston,	

On motion of Mr. P. P. Johnston,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, at 11 o'clock and 55 minutes, A. M.

The Senate took up for consideration the unfinished report of the Committee on Codes of Practice, it being a bill, entitled

A bill to amend chapter 53, article 2, section 1, of the General Statutes.

Mr. Mitchell moved to amend said bill by adding thereto the following proviso, viz:

Provided, This bill shall not apply to children who have no parents and not sufficient estate to support them.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

Said bill was engrossed and read a third time.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill to repeal an act, entitled "An act to incorporate the Newport Printing and Newspaper Company."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Berry moved to postpone the further consideration of said bill, and make it the special order for Monday next.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	T. J. McElrath,
Albert S. Berry,	Sam. E. Hill,	D. G. Mitchell,
A. R. Clarke,	Thomas Johnson,	David R. Murray,
C. W. Gilmore,	C. N. Lewis,	G. W. Reeves—12.

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	Jas. Shackleford,
Joseph Bertram,	John T. Gathright,	H. H. Skiles,
James Blackburn,	Henry George,	Ishmael H. Smith,
J. H. Bruce,	George T. Halbert,	J. H. Wilkinson,
M. T. Carpenter,	P. P. Johnston,	A. H. Willingham—17.
Attila Cox,	A. B. Montgomery,	

Pending the consideration of said bill, further action thereon was cut off by the special order of the day, it being a bill, entitled

A bill for the continuation of the Geological Survey of Kentucky.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That for the continuation of the Geological, Topographical, Botanical and other Surveys of Kentucky, now under the direction of the State Geologist, there is hereby appropriated, from any moneys in the Treasury not otherwise appropriated, as follows:

For the further geological investigations of the State, including the per diem of Director of the Survey whilst actually engaged in the direction of the Survey, and the salaries of his geological assistants and their field expenses, four thousand dollars per annum.

For the continuation of the Topographical Survey and the work on the State map, two thousand dollars per annum.

For the continuation of chemical analyses and other chemical tests of substances, six hundred dollars per annum.

For the researches concerning building stones, clays, &c., of the State, two hundred and fifty dollars per annum.

For the continuation of the study of forest resources of the State, two hundred and fifty dollars per annum.

For the examination and report upon the water-powers of the State, five hundred dollars per annum.

For the expenses of the office of the Survey and immigration, and the State cabinet, and for the collection and preservation of specimens, five hundred dollars per annum..

For the continuation of the photographing of the State, five hundred dollars per annum.

§ 2. That the money not required for any of the purposes specified above may be used for the other specified purposes.

§ 3. That the maps, reports, and publications of the Survey shall be stereotyped, printed, and distributed as follows: One copy each shall be given to each member of the State government; and one copy each to each member of the General Assembly in office at the time of publication; one to each clerk's office of the several county courts, to be filed and retained therein for the information of the citizens of said county; five copies to each officer of the Survey engaged in the preparation thereof; three hundred copies shall be distributed to the various public libraries and men of science in this and other countries, in the manner most likely to diffuse a knowledge of the resources of the State, and to aid in the development of its industries; and that the remainder of the copies printed, from time to time, shall be offered for sale as directed by the Governor of this Commonwealth, at the actual cost of printing, binding, and distributing the same. The first edition of each of the reports and other publications of the Survey shall not exceed five hundred copies.

§ 4. That the Governor shall, at every regular meeting of the General Assembly, appoint a First Assistant State Geologist, by and with the advice and consent of the Senate, for the term of two years, or until his successor is appointed and qualified, who shall also be a Commissioner of Immigration. Said Commissioner shall attend to the office work of the Survey, and, in addition thereto, he shall collect, compile, publish, and circulate, in such manner and by such agencies, and in such places, as he may deem proper and advisable, in the United States and in foreign countries, pamphlets and other publications descriptive of the resources and advantages of this State, and such other facts and imformation having a tendency to attract and promote immigration, and otherwise use his discretion in the furtherance of immigration, and the bringing of skilled labor and capital into the State. He shall also collect and disseminate such information as, in his judgment, will best aid in the founding of industries to utilize and manufacture within the State the raw products of the State. That the reports of said Commissioner, when presented to the Governor and approved by him, shall be printed by the Public Printer, at the same charges and upon the same terms as similar work is done for the State.

§ 5. Said Commissioner shall keep in his office a record of lands for sale, lease, or colonization, which record shall be kept accessible to all persons inquiring for such information as it may contain; and he shall be allowed a fee of two dollars for making each entry or record, to be paid by the owner of the land so recorded, which fee shall be used to hire the necessary clerical aid to make the records, and assist in the correspondence of the office.

§ 6. Said Commissioner shall not, during his term of office, either directly or indirectly, have any interest in any real estate agency or land speculation.

§ 7. This act shall be in force from and after its passage, and shall repeal all acts and parts of acts in conflict with its provisions; but the foregoing appropriations shall only be for two years.

Mr. Montgomery moved the following amendment to said bill, viz:

Strike out the first sentence of section 4, and insert in lieu thereof the words, "the Governor shall, at this and each regular meeting of the Legislature, appoint a State Geologist, by and with the advice and consent of the Senate, for the term of two years, or until his successor is appointed and qualified, who shall reside at Frankfort, and be there at all times when not engaged in the necessary surveys, and who shall also be a Commissioner of Immigration.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gathright and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	G. W. Reeves,
Alex. E. Adams,	Henry George,	Jas. Shackleford,
Joseph Bertram,	P. P. Johnston,	H. H. Skiles,
James Blackburn,	C. N. Lewis,	Ishmael H. Smith,
J. H. Bruce,	Thos. J. Megibben,	J. H. Wilkinson,
A. R. Clarke,	D. G. Mitchell,	A. H. Willingham—20.
Attila Cox,	A. B. Montgomery,	

Those who voted in the negative, were—

Albert S. Berry,	Clinton Griffith,	T. J. McElrath—5.
Chas. D. Foote,	George T. Halbert,	

Mr. Clarke moved to reconsider the vote by which the Senate had adopted said amendment.

Mr. Wilkinson moved to lay said motion on the table

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Clarke and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Henry George,	James Shackleford,
James Blackburn,	C. W. Gilmore,	H. H. Skiles,
J. H. Bruce,	P. P. Johnston,	Ishmael H. Smith,
W. H. Frederick,	D. G. Mitchell,	J. H. Wilkinson,
John T. Gathright,	A. B. Montgomery,	A. H. Willingham—15.

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	T. J. McElrath,
Alex. E. Adams,	Charles D. Foote,	Thos. J. Megibben,
Albert S. Berry,	Clint. Griffith,	David R. Murray,
M. T. Carpenter,	George T. Halbert,	G. W. Reeves—14.
A. R. Clarke,	C. N. Lewis,	

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Skiles and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	T. J. McElrath,
Alex. E. Adams,	John T. Gathright,	Thos. J. Megibben,
James Blackburn,	Clinton Griffith,	A. B. Montgomery,
J. H. Bruce,	Sam. E. Hill,	David R. Murray,
M. T. Carpenter,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	P. P. Johnston,	Jas. Shackleford—20.
Charles D. Foote,	C. N. Lewis,	

Those who voted in the negative were—

Joseph Bertram,	Geo. T Halbert,	Ishmael H. Smith,
A. R. Clarke,	D. G. Mitchell,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham—11.
C. W. Gilmore,	H. H. Skiles,	

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend article 19, chapter 29, of the General Statutes.

Mr. Carpenter moved an amendment as a substitute for said bill.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Leave was given to bring in the following bill, viz:

On motion of Mr. Foote—

A bill to amend the charter of the Dry Creek and Covington Turnpike Road Company.

Ordered, That the Committee on Codes of Practice prepare and bring in said bill.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Covington and Taylor's Mill Turnpike Road Company;"

An act to amend an act, entitled "An act to incorporate the town of Worthville, in Carroll county;"

An act to amend an act, approved March 18, 1871, incorporating the town of Eminence, in Henry county;

An act to amend the charter of the town of North Middletown, Bourbon county;

An act to authorize and empower the Montgomery county court to issue bonds for the purpose of refunding and paying the outstanding and unpaid bonds of the Lexington and Big Sandy Railroad Company against Montgomery county;

An act to incorporate the New Albany and Chicago Railway Company;

An act to regulate and fix the pay of the elective and appointed officers of the Senate and House of Representatives not provided for by law;

An act to repeal an act in regard to school district No. 30, in McLean county;

An act for the benefit of B. E. Bourland, of Murray, Calloway county;

An act to incorporate the Hardinsville, Harrisonville, and Bullard's Cross-road Turnpike Company;

An act to incorporate Pryorsburg Lodge, No. 257, Independent Order of Odd Fellows;

An act for the benefit of Jas. W. McCarney, jailer of Bourbon county;

An act for the benefit of S. B. Reese, of Knox county;

An act for the benefit of D. C. Skidmore, jailer of Harlan county;

An act to incorporate the Whitehaven and Richwood Turnpike Road Company, in Boone county;

An act to authorize the county court of Leslie county to issue bonds to creditors for work done on public buildings;

An act for the benefit of John Ireland, of Woodford county;

An act to relieve the Bourbon County Agricultural and Mechanical Society from paying county or other local taxes;

An act to change the name of the Fuller Oil Company to the Kentucky Central Land Company, and to amend its charter, approved March 1st, 1865;

An act to amend section 10, article 17, chapter 29, of the General Statutes, title "Crimes and Punishments;"

An act to amend and change an act approved March 22, 1878, to incorporate Columbus College, in Hickman county;

An act authorizing the county judge of Butler county to sign certain orders and judgments;

An act to amend sections 41 and 9 of the charter of the city of Owensboro;

An act to amend the charter of the town of Hiseville, Barren county;

An act for the benefit of John Campbell, of Breathitt county;

An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of Antioch and Shiloh Churches, in Grant county;

An act to provide for the reformation of a certain class of prostitutes in the city of Louisville;

An act authorizing the Commissioners of the Sinking Fund to direct the Auditor of Public Accounts to transfer to the revenue proper the surplus in the Sinking Fund;

An act to incorporate Princeton Lodge, No. 685, Knights of Honor;

An act to incorporate the town of Spottsville, in Henderson county;

An act to incorporate the Columbus and Tennessee River Railroad Company;

An act to incorporate Gradyville Lodge, No. 251, of Free and Accepted Masons, in Adair county;

An act requiring notice to be given of motions for the allowance of certain claims, and of the erection of public works by the county court of Lyon county;

An act to amend the revised charter of the city of Paducah;

An act to amend an act, entitled "An act relating to opening and repairing roads in Boone county," approved March 6th, 1878;

An act to incorporate the Upper Blue Lick and Elizaville and Flemingsburg Turnpike Road Company;

An act to re-establish a magisterial and justices' district in Hart county, known as Waterloo district;

An act to amend the charter of the town of Ewing, in Fleming county, and to prevent the sale of spirituous, vinous, or malt liquors within one mile of the corporate limits;

An act in aid of common school district No. 10, Cumberland county;

An act to establish an additional voting and magisterial district in Martin county;

An act to incorporate the Owingsville and Big Sandy Railroad Company;

An act authorizing the Register of the Land Office to issue a patent to J. J. Hitchcock for two hundred acres of land on Towhead Island, Hickman county;

An act for the benefit of Thos. H. Stevens, of Clark county;

An act to incorporate the Oddville and Stony Point Turnpike Road, in Harrison county;

An act to amend an act and to reduce into one the several acts in regard to the city of Lebanon;

An act authorizing the Ashland and Catlettsburg Turnpike Road Company, by contract, to grant rights of way for railroads across or upon its road in Boyd county;

An act for the benefit of P. W. Miller, of Simpson county;

An act to empower and authorize the members of Palmyra Christian Church, in Henry county, to sell, dispose of, and convey said property;

An act to authorize the Edmonson county court to levy an ad valorem tax to build a bridge across Bear creek;

An act to charter Grange No. 1183, in Monroe county;

An act to regulate the collection of taxes in Whitley county for county purposes;

An act to amend the charter of the Glasgow Railroad Company;

An act to amend an act, entitled "An act to amend the charter of the town of Arlington, in Ballard county;"

An act to amend an act, entitled "An act to incorporate the Harrison County Insurance Company," approved April 9th, 1878;

An act to refund a fine paid by Jacob Helmer, which has been remitted by the Governor;

An act for the benefit of the public schools of the city of Louisville;

An act for the benefit of W. A. Brown, of Allen county;

An act to amend an act establishing the town of Tilton, in Fleming county, approved March 1, 1854;

An act to incorporate Science Hill Academy, of Taylor county;

An act to charter the Knob Lick and McCormick's Church Turnpike Road Company;

An act to amend an act, entitled "An act to amend the charter of the city of Newport, creating medical districts," approved March 20, 1876;

An act to incorporate the Palace Hotel Company, of the city of Louisville;

An act providing for a tax to assist in building turnpike roads in Kenton county;

An act to prevent the sale of spirituous, vinous, and malt liquors within the Clayvillage voting precinct, of Shelby county;

An act to prohibit the sale of spirituous liquors at or near Persimmon Grove;

An act to incorporate the Jacob Street Tabernacle of the African M. E. Zion Church of America at Louisville;

An act in relation to the Carlisle and Jackstown Turnpike Road Company (upper route), in Nicholas county;

An act to incorporate the town of Three Forks, in Warren county;

An act to amend an act incorporating the North Middletown Deposit Bank;

An act to amend the charter of the town of Ludlow, Kentucky;

An act for the benefit of E. L. Price, of Webster county;

An act to repeal in part an act, entitled "An act to extend the limits of the town of Morgantown, Butler county," approved March 7th, 1876;

An act for the benefit of Geo. S. Hardy, of Logan county;

An act for the benefit of John W. White, late sheriff of McLean county;

An act to incorporate Walnutta Collegiate Institute, Paint Lick, Garrard county

An act for the benefit of S. M. Peacock, of Garrard county;

An act to incorporate Elizaville Lodge, No. 510, of Free and Accepted Masons;

An act for the benefit of E. H. Mottley, late sheriff of Warren county;

An act to establish a public school for children of the African race residing in the city of Frankfort;

An act for the benefit of the Board of Internal Improvement for Franklin county;

An act to authorize and empower the county court of Lawrence county to issue the bonds of said county to pay for the right of way of the Chattaroi Railway Company through said county;

An act to authorize the Boyd county court to apply the local tax on Chattaroi Railway Company's road and property in payment of expenditures for right of way to a limited amount;

An act to amend the charter of the city of Louisville;

An act to incorporate the Eagle Valley Hotel Company, in Carroll county;

Resolution directing Auditor to draw his warrant in favor of Major, Johnston & Barrett for Statutes and Codes furnished this General Assembly;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to regulate the fees and salaries of certain public officers;

An act for the benefit of Jacob Hawthorne;

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876;

An act donating the Sine Pendulum to the Agricultural and Mechanical College of the State;

An act to amend an act, entitled "An act to incorporate the Falmouth and Milford Turnpike Road Company," approved March 8th, 1856;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill, entitled

A bill to define and secure the property rights of married women.

Mr. Carpenter moved to strike out the word "woman," where it occurs in the body of said bill, and insert in lieu thereof the word "man."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Murray and Griffith, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Charles D. Foote,	P. P. Johnston,
James Blackburn,	John T. Gathright,	A. B. Montgomery,
M. T. Carpenter,	George T. Halbert,	H. H. Skiles—9.

Those who voted in the negative, were—

Cromwell Adair,	Clint. Griffith,	G. W. Reeves,
Alex. E. Adams,	Samuel E. Hill,	John Walter Rowlett,

Albert S. Berry,	Thomas Johnson,	Jas. Shackleford,
J. H. Bruce,	C. N. Lewis,	Ishmael H. Smith,
W. H. Frederick,	Thos. J. Megibben,	J. H. Wilkinson,
Henry George,	D. G. Mitchell,	A. H. Willingham—20.
C. W. Gilmore,	David R. Murray,	

On motion of Mr. Murray,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Monday, the 12th inst., at 11 o'clock, A. M.

And then the Senate adjourned.

FRIDAY, APRIL 9, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to regulate voting at primary elections, and prevent fraud therein, for the benefit of Harrison, Bourbon, and Kenton counties.

That they had disagreed to a bill, which originated in the Senate, entitled

An act to amend subsection 1 of section 667 of the Civil Code of Practice.

That they had passed a bill, which originated in the Senate, of the following title, viz:

An act to authorize the voters of Ballard county to vote on the question of the removal of the county seat, and providing for erection of court-house, and repealing former act on same subject.

With an amendment as a substitute therefor.

That they had passed bills of the following titles, viz:

1. An act appropriating money for re-stocking the waters of Kentucky with food-fishes.

2. An act for the benefit of Enoch Wilson, committee of Biddy Wilson, a pauper lunatic, of Whitley county.

3. An act to amend an act, entitled "An act to reduce into one the acts concerning the town of Barbourville, in Knox county."

4. An act for the benefit of Ira J. Davidson, clerk of the Perry county court.

5. An act for the benefit of R. C. Hudson, of Oldham county.

6. An act to establish a city government for the town of Carlisle.

7. An act to amend an act, entitled "An act to incorporate the Carlisle and Mt. Sterling Turnpike Road Company," approved January 14, 1870.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Finance; the 2d to the Committee on Claims; the 3d and 4th to the Committee on Courts of Justice; the 5th to the Committee on Propositions and Grievances; the 7th to the Committee on Internal Improvement, and the 6th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Megibben then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

A message was received from the House of Representatives, announcing the appointment of Messrs. Representatives Allen, Keller, Burnett, Campion, and Burchett as the committee on the part of the House of Representatives to take into consideration the disagreement between the two Houses in relation to the bills concerning the Penitentiary.

Whereupon, the Speaker appointed Messrs. Cox, Carpenter, and Clarke as a similar committee on the part of the Senate.

The following remonstrance was presented, viz:

By Mr. Willingham—

Remonstrance of sundry citizens of the town of Clayville, in Webster county, against the repeal of the charter of said town.

Which was received, the reading dispensed with, and referred to the Committee on Courts of Justice.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, April 9, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

L. Royalty, Fayette county.
J. F. Lloyd, Jefferson county.
W. R. Norris, Marion county.
T. S. Logwood, Fayette county.
Geo. DuRelle, Jefferson county.
Tyler Suddarth, Adair county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Skiles moved the following resolution, viz:

Resolved, That the Senate meet on Tuesdays and Thursdays of each week at half-past seven o'clock, P. M, to act upon and consider bills of a local character only.

And the question being taken on the adoption of said resolution, it was decided in the negative.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Keene and South Elkhorn Turnpike Road Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to change the county line between the counties of Lincoln and Casey.

By same—

An act to close an alley in the town of Danville.

By Mr. Murray, from the Committee on Courts of Justice—

An act to incorporate the Bagdad, Jacksonville, and Benson Turnpike Company.

By same—

An act for the benefit of the Shelbyville and Smithfield Turnpike Road Company.

By Mr. Hill, from the Committee on Education—

An act to establish a school of learning at Stewartsville, Grant county.

By Mr. Cox, from the Committee on Internal Improvement—

An act to incorporate the New Liberty and Dallasburg Turnpike Road Company, in Owen county.

By Mr. Gathright, from same committee—

An act to authorize the Simpson county court to issue bonds for turnpike road purposes.

By Mr. Shackleford, from same committee—

An act for the benefit of Harry Pidcock, of Todd county.

By same—

An act to enforce and regulate land drainage in Jefferson county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend section 435 of chapter 3, title 10, of the Civil Code of Practice, as to giving bond by legatees or distributees before receiving his legacy or distributable share.

By Mr. Hill, from same committee—

An act to authorize the sale of certain old iron, remnants of Green River Bridge at Rio, Hart county.

By same—

An act to amend the charter of the Macpelah Cemetery Company.

By Mr. Wilkinson, from same committee—

An act to amend the charter of the town of Grayson, Carter county.

By Mr. P. P. Johnston, from same committee—

An act to authorize the Auditor of Public Accounts to appoint collectors of the revenue under certain contingencies.

By Mr. McElrath, from the Committee on Courts of Justice—

An act to amend the charter of the town of Williamstown.

By Mr. Carpenter, from the Committee on General Statutes—

An act to extend the limits of the town of Versailles, in Woodford county.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Blackburn moved to reconsider the vote by which the Senate had passed the last named bill.

Which motion was simply entered.

Bills of the following titles were reported from the committees directed to prepare and bring in the same, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to amend an act, entitled "An act to charter the Spring Station and Midway Turnpike Company," approved March 15, 1869.

By same—

A bill to amend and extend an act, entitled "An act to incorporate the Midway and Craig's Mill Turnpike Road Company."

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend the charter of the Dry Creek and Covington Turnpike Road Company.

By Mr. Bruce, from the Committee on Railroads—

A bill to incorporate the People's City Railway Company, at Louisville.

By Mr. Gathright, from the Committee on Internal Improvement—

An act authorizing the purchase of grounds for Federal buildings in the city of Louisville, and ceding to the United States jurisdiction over same.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend an act, entitled "An act to incorporate the town of Midway, in Woodford county," approved February 17, 1846.

By Mr. Wilkinson, from same committee—

A bill to incorporate the Monitor Insurance Company, of Lexington, Kentucky.

By same—

A bill to prescribe the pay of justices of the peace in the counties of Woodford, Jessamine, Scott, and Fayette.

By Mr. Foote, from the Committee on Codes of Practice—

A bill to provide for keeping and leasing a portion of the convicts of this Commonwealth.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was ordered to be printed, and recommitted to the Joint Special Committee on the Penitentiary, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a joint resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Harp Turnpike Road Company;

An act to repeal an act for the benefit of the educational interest of the white citizens of Bowling Green;

An act for the benefit of J. W. Parker, of Lewis county;

An act for the benefit of Mary McTaggert;

An act to amend the charter of the town of Berryville, and change the name thereof;

An act to regulate change of venue in civil cases;

An act for the benefit of J. T. Peyton and O. H. McRoberts, of Lincoln county;

An act for the benefit of Sarah A. Spalding;

An act for the benefit of John W. Burton, of Warren county;

An act to incorporate the Dry Ridge, Lawrenceville, and Owen Turnpike Company;

An act to incorporate the Voight Patent Water-wheel Company;

An act to incorporate the Lawrenceburg and White's Ferry Turnpike Road Company;

An act to amend an act, entitled "An act to incorporate Clark's River Grange, No. 228, Patrons of Husbandry, of Calloway county;"

An act for the benefit of R. F. Wells, of Elliott county;

An act to regulate voting at primary elections, and prevent fraud therein, for the benefit of Harrison, Bourbon, Campbell, and Kenton counties;

An act to amend an act, entitled "An act to incorporate the board of trustees of the city graded school of Cynthiana," approved April 5th, 1878;

An act in relation to the Louisville, New Albany, and St. Louis Railway Company;

An act for the benefit of Thos. E. Moss, of McCracken county;

An act to incorporate Magnolia College, in Larue county;

An act for the benefit of J. W. Gaines;

An act for the benefit of school district No. 1, of Carter county;

An act to prevent any person or persons to play cards in any of the lots, pastures, shops, or out-buildings or stables, within one mile of the court-house in Owingsville, in Bath county;

An act to incorporate the Winchester, Ruckersville, and Vienna Turnpike Road Company, in Clark county;

An act to incorporate the North Middletown Cemetery Company, in Bourbon county;

An act to create the Marshall County Gravel Road Company;

An act creating and incorporating the Mayfield Jockey Club, in Graves county;

An act to charter the town of Caneyville, Grayson county;

An act authorizing the commissioners of the sinking fund of the city of Louisville to sell, dispose of, and transfer the stock of the Louisville and Nashville Railroad Company held by said commissioners for said city;

An act to incorporate the Carlisle and Pleasant Springs Turnpike Road Company, in Nicholas county;

An act to incorporate the Carroll, Gallatin and Owen Union Fair and Exposition Association;

An act to incorporate a turnpike road company in Grant county;

An act to incorporate the Fox Creek and Bond's Mill Turnpike Road Company, in Anderson county;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of G. B. Pearce, of Henry county;

An act for the benefit of Carroll county;

An act authorizing the improvement of the Fountain Ferry road, in Jefferson county;

An act to incorporate the Kentucky Baptist Assurance Association;

An act to amend the charter of the town of Bremen, in Muhlenburg county;

An act to amend the charter of the Twelve-mile Turnpike Company, in Campbell county;

An act to correct a mistake in and amend an act, entitled "An act to amend the charter of the Newport and Licking Turnpike Road Company," approved February 12th, 1880;

Resolution to appoint a joint committee to report a bill affording relief to the Penitentiary;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his sig-

nature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Mr. Thomas Johnson, from the Committee on Federal Relations, submitted the following report, viz :

Hon. JAS. E. CANTRILL, *Speaker of the Senate:*

Your committee take pleasure in being able to say to this honorable body, and through it to the citizens of the Commonwealth of Kentucky, that, so far as we know, perfect peace and harmony prevail between the Federal Government and State Government; we feel assured that such will ever be the case so long as such government moves in its own appropriate sphere. The Constitution guarantees to each State a republican form of government, and says Congress may enact laws of general importance and natural requirements, and while the framers of that instrument gave a general supervision and superintendence of national affairs to the National Government, it wisely reserved to the sovereign States the regulation of their own municipal concerns; and while there has been a struggle from 1789 to the present day between the advocates of a strong centralized government and the advocates of State rights, the States have, and ever will look upon any infringement of their rights as a stab at the liberties of the people, and an advance toward a consolidated despotism, which means oppression, tyranny, and the total destruction of the best government the sun ever shone upon. We would recommend to our own and our sister States a cheerful acquiescence and prompt obedience to their constitutional obligations, both State and National, and to elevate no one to office, or assist in so doing, whose patriotism is not superior to personal ambition or party aggrandizement. Let the professional-tending politicians who feed and fatten on the *spoils of office*, wrung by taxation from the hardy sons of toil, sink into their merited oblivion, and elevate to office those, and those only, whose *power*, honesty, and integrity are like Cæsar's wife—above suspicion. There is not an evil, State or National, of which we complain, that may not be amended quietly at the ballot-box, if our people will but be true to themselves, true to their constitutional obligations, and true to their instincts they should have inherited from their illustrious sires of revolutionary fame, avoiding all internal dissensions, such as have recently shaken the great State of Maine to its center; unite as one man in the preservation of State sovereignty and natural independence, greatness, and glory. Thus shall we secure our own prosperity and happiness, and transmit to our children that freedom of which we are so justly proud. All of which is respectfully submitted.

Mr. Thos. Johnson moved that said report be printed.

And the question being taken thereon, it was decided in the negative.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for the punishment of the crime of seduction.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bertram, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of James R. Ennis and Joseph A. Ennis, of Owen county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Cox moved to reconsider the vote by which the Senate had refused to order said bill to its third reading.

Which motion was simply entered.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for the more economical management of the jury fund.

Mr. Griffith moved an amendment to said bill.

Pending the consideration of which, on motion of Mr. Murray,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Tuesday, the 13th inst., at 11 o'clock, A. M.

Mr. Foote, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Thos. E. Moss, of McCracken county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of two thousand dollars is hereby appropriated for the benefit of Thomas E. Moss, of Paducah, Kentucky, to compensate and

satisfy him in full for all services rendered and money expended by him in the prosecution of the many suits heretofore instituted to stop the lottery operations in this State.

§ 2. That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant in favor of Thomas E. Moss on the Treasury for the above sum, upon the execution by said Moss of a receipt to the Commonwealth for said sum, in full of all demands for money expended and services rendered in all or any lottery case or cases in this State to date.

§ 3. This act shall take effect from its date.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Henry George,	Thos. J. Megibben,
Joseph Bertram,	C. W. Gilmore,	D. G. Mitchell,
James Blackburn,	Clinton Griffith,	David R. Murray,
J. H. Bruce,	R. G. Hays,	G. W. Reeves,
Attila Cox,	Sam. E. Hill,	James Shackleford,
Charles D. Foote,	P. P. Johnston,	H. H. Skiles,
W. H. Frederick,	C. N Lewis,	J. H. Wilkinson,
John T. Gathright,	T. J. McElrath,	A. H. Willingham—24.

Those who voted in the negative, were—

M. T. Carpenter,	R. I. McQuiddy,	Ishmael H. Smith—3.

Resolved, That the title of said bill be as aforesaid.

The Senate resumed the consideration of the unfinished report from the Committee on Codes of Practice, it being a bill, entitled

A bill to repeal an act, entitled "An act to incorporate the Newport Printing and Newspaper Company."

Mr. P. P. Johnston moved to recommit said bill, with instructions to report at any time.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to incorporate the Newport Printing and Newspaper Company," approved April 9, 1878, be, and the same is hereby, repealed.

§ 2. This act shall take effect and be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Clint. Griffith,	David R. Murray,
James Blackburn,	Geo. T. Halbert,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Samuel E. Hill,	James Shackleford,
Attila Cox,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	Ishmael H. Smith,
W. H. Frederick,	T. J. McElrath,	J. H. Wilkinson,
John T. Gathright,	R. I. McQuiddy,	A. H. Willingham—26.
Henry George,	Thomas J. Megibben,	

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	D. G. Mitchell—3.

Resolved, That the title of said bill be as aforesaid.

Mr. Hays moved to reconsider the vote by which the Senate had passed said bill.

Mr. Foote moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill to regulate and make uniform the jurisdiction of justices of the peace in civil matters.

Mr. George moved an amendment to said bill.

And the question being taken thereon, it was decided in the negative.

Mr. Skiles moved to reconsider the vote by which said proposed amendment was rejected.

Which motion was simply entered.

Mr. Mitchell moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

Mr. Mitchell then called up the motion made by Mr. Skiles to reconsider the vote by which the Senate had rejected the amendment proposed by Mr. George.

Mr. Mitchell moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

Pending the further consideration of said bill, the hour of 11:45 o'clock, A. M., having arrived, further action thereon was cut off by the special order of the day.

The Senate, according to order, took up for consideration a bill, entitled

A bill to revise the common school laws.

Mr. George moved an amendment to said bill.

Pending the consideration of which, Mr. George moved to refer said bill and pending amendment to the Committee of the Whole Senate.

Which motion was adopted.

On motion of Mr. Griffith, the Senate resolved itself into a Committee of the Whole Senate, the Speaker retiring from, and Mr. Murray assuming, the Chair, the subject-matter under consideration being a bill, entitled

A bill to revise the common school laws.

And after a time spent in the consideration thereof, discussion being had thereon, sundry amendments being considered, the Committee arose, the Speaker of the Senate resumed the Chair, and Mr. Murray, the Chairman, reported that the Committee of the Whole had had under consideration a bill, entitled

A bill to revise the common school laws,

And had made some progress in the consideration thereof; but not having had time to complete their labors, had arisen, and directed him to report the bill back to the Senate, and ask leave to sit again on to-morrow, at 11 o'clock and 45 minutes, A. M.

Which was granted.

Leave was granted to bring in the following bills, viz:

On motion of Mr. George—

1. A bill to prohibit the sale of spirituous, vinous, or malt liquors in school district No. 25, Graves county.

On motion of Mr. Carpenter—

2. A bill to amend the charter of the Shelby Railroad.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st, and the Committee on Railroads the 2d.

And then the Senate adjourned.

SATURDAY, APRIL 10, 1880.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act legalizing the revenue bond and county levy bond of W. R. Peal, sheriff of Trigg county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, of the following title, viz:

An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts therein.

With an amendment thereto.

Mr. Skiles moved to suspend the rules in order to take up for consideration the amendment proposed by the House of Representatives to said bill.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McElrath and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	John Walter Rowlett,
Alex. E. Adams,	Samuel E. Hill,	Jas. Shackleford,
Joseph Bertram,	Thomas Johnson,	H. H. Skiles,
J. H. Bruce,	R. I. McQuiddy,	Ishmael H. Smith,
M. T. Carpenter,	W. O. Mize,	J. H. Wilkinson,
W. H. Frederick,	David R. Murray,	A. H. Willingham—20.
Henry George,	G. W. Reeves,	

Those who voted in the negative, were—

George T. Halbert,	T. J. McElrath,	D. G. Mitchell—4.
C. N. Lewis,		

The question was then taken on the adoption of said amendment, and it was decided in the affirmative.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of Jacob Hawthorne.

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876.

An act donating the Sine Pendulum to the Agricultural and Mechanical College of the State.

An act to regulate the fees and salaries of certain public officers.

An act to incorporate the Kentucky Baptist Assurance Association.

An act for the benefit of Carroll county.

An act to amend the charter of the town of Bremen, in Muhlenburg county.

An act to amend the charter of the Twelve-mile Turnpike Company, in Campbell county.

An act to correct a mistake in and amend an act, entitled "An act to amend the charter of the Newport and Licking Turnpike Road Company," approved February 20th, 1880.

An act for the benefit of G. B. Pearce, of Henry county.

An act to amend an act, entitled "An act to incorporate the Falmouth and Milford Turnpike Road Company," approved March 8th, 1856.

Resolution to appoint a joint committee to report a bill affording relief to the Penitentiary.

Mr. Blackburn withdrew the motion heretofore made by himself to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to extend the limits of the town of Versailles, in Woodford county.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had passed a bill, which originated in the House of Representatives, entitled

An act to incorporate the Louisville, Cloverport and Western Railway Company.

And the question being taken on reconsidering said vote, it was decided in the negative.

On motion of Mr. Frederick, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled

An act to incorporate the People's City Railway Company.

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Mr. Frederick then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

The following petition was presented, viz:

By Mr. Frederick—

The petition of sundry citizens of Green county, praying the passage of an act to prevent the sale of liquors in the vicinity of Mt. Carmel and Macedonia Churches, in said district.

Which was received, the reading dispensed with, and referred to the Committee on Courts of Justice.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hays, from the Committee on Finance—

An act for the benefit of Allen Jones, late sheriff of Pulaski county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate Archer, Mancourt and Company, and authorize them to do business in lumber and mining on Cumberland river.

By same—

An act to incorporate the Dutch Fish Trap Bridge Company, and to facilitate communication between the counties of Hopkins and McLean.

By same—

An act to incorporate the Owensboro and Buzzard Roost Gravel Road Company, of Daviess county.

By Mr. Halbert, from the Committee on Education—

An act to incorporate the Excelsior Male and Female Collegiate Institution.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to incorporate Fairview Cemetery, Washington county.

By Mr. Wilkinson, from same committee—

An act to amend an act and reduce into one the several acts incorporating the town of Murray, and to re-charter said town.

By same—

An act for the benefit of L. D. Combs, jailer of Perry county.

By same—

An act to empower the judge of the Grayson county court to appoint a collector of the delinquent tithes in each of the justices' districts of said county, and prescribing the duties of said collectors.

By Mr. Hill, from same committee—

An act to amend section 550 of an act, entitled "An act regulating practice in civil cases," approved March 20th, 1876.

By Mr. Hill, from the Committee on Education—

An act to establish a graded school at Willisburg, in Washington county.

By Mr. Rowlett, from the Committee on Internal Improvement—

An act to amend the charter of the Irvine and Miller's Creek Turnpike Road and Bridge Company, and to legalize the transfer of the stock of the Irvine and Miller's Creek districts therein to Estill county.

By same—

An act to legalize the subscription of stock by the Anderson county court to the completion of the Lawrenceburg, Camdenville, and Mt. Eden Turnpike, No. 2.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to amend an act, entitled "An act to incorporate Shelbyville Female College," approved February 24, 1849.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Hill, from the Committee on Education—

A bill to amend an act, entitled "An act to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the future management thereof," approved March 4th, 1880.

By Mr. Skiles, from the Committee on the Judiciary—

A bill to amend an act, entitled "An act to provide for the election and compensation of a Vice Chancellor of the Louisville chancery court, and define his duties in connection with said court and the Jefferson court of common pleas, and to provide a room and offices for his court," approved March 26th, 1872.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with;

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Halbert, from the Committee on the Judiciary, reported a bill, entitled

A bill changing the time of the meeting of the General Assembly.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Willingham moved to amend said bill by striking out the word "November," where it occurs therein, and insert in lieu thereof the word "December."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the stated biennial meeting of the General Assembly shall, after the present session, commence on the first Monday in November.

§ 2 All laws in conflict with this act are hereby repealed.

§ 3. This act shall be in force from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Griffith and Reeves, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	R. G. Hays,	D. G. Mitchell,
J. H. Bruce,	Samuel E. Hill,	G. W. Reeves,
M. T. Carpenter,	P. P. Johnston,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson,
John T. Gathright,	T. J. McElrath,	A. H. Willingham—17.
George T. Halbert,	R. I. McQuiddy,	

Those who voted in the negative, were—

Joseph Bertram,	Clint. Griffith,	John W. Rowlett,
James Blackburn,	W. O. Mize,	James Shackleford,
Henry George,	David R. Murray,	Ishmael H. Smith—9.

Resolved, That the title of said bill be as aforesaid.

Mr. Skiles, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to amend the charter of the city of Louisville," approved February, 20th, 1873,

Reported the same with an amendment, which reads as follows, viz:

Provided, however, That the general council of said city shall not hereafter have power to pass any ordinance for the original construction of the carriage-way of any street or alley until the city engineer shall have furnished the Mayor with a map, showing the names of the owners and the number of square feet owned by the parties, respectively, assessable for the proposed improvement, nor until persons owning a majority of the square feet shall, in the presence of the Mayor, sign and acknowledge a written petition to the general council asking the passage of the ordinance, which petition, with the certificate of acknowledgment, shall be transmitted by the Mayor to the general council, and shall be recorded by the clerk of the board to which it is sent.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the following words in section two of an act, entitled "An act to amend the charter of the city of Louisville," approved February 20th, 1873, to-wit: "And in no event, if such improvement be made as is provided for, by either ordinance or contract, shall the city be liable for such improvement without having the right to enforce it against the property receiving the benefit thereof," were intended to mean, and shall be construed to mean, that the city of Louisville should be liable to the contractor or his assignee, in case the property assessed for such improvement was not liable; and in case the said city was so made liable, it should have a lien against the property assessed for such improvement to the extent of the benefit received by such property from such improvement, which the city might enforce against the same, notwithstanding the holder of the warrant should not be able to enforce his claim against the same by reason of any error in the proceedings of the general council; and said city and said property shall be, and the same are hereby made and declared to be, liable as above indicated.

§ 2. This act shall take effect from and after its passage; and all laws in conflict with this act are hereby repealed.

Mr. Gathright proposed an amendment to the amendment proposed by the committee, which reads as follows, viz:

Amend by adding the following:

Provided further, That if the general council shall pass an ordinance for the improvement of any of the public ways of the city of Louisville, and the Mayor shall sign or fail to veto the same, without the provisions of this act having been complied with, then the Mayor and members of the general council voting therefor shall be jointly and severally liable to the contractor for the contract price of said work; but in no such event shall the city of Louisville be liable to the contractor: *And provided further*, That the general council of said city shall make no appropriation, allowance, contract, or award of any kind, without a call of the yeas and nays, and a record of the same upon the journals.

Mr. Hays moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Gathright to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gathright and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	John W. Rowlett,
James Blackburn,	P. P. Johnston,	James Shackleford—7.
M. T. Carpenter,		

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	David R. Murray,
Joseph Bertram,	Thos. Johnson,	G. W. Reeves,
J. H. Bruce,	C. N. Lewis,	H. H. Skiles,
W. H. Frederick,	T. J McElrath,	Ishmael H. Smith,
C. W. Gilmore,	D. G. Mitchell,	J. H. Wilkinson—16.
Geo. T. Halbert,		

The question was then taken on the amendment proposed by the committee to said bill, and it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate resumed the consideration of the unfinished report from the Committee on Codes of Practice, it being a bill, entitled

A bill to regulate and make uniform the jurisdiction of justices of the peace in civil matters.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That all acts or parts of acts giving justices of the peace other or further jurisdiction in civil matters than that conferred by article 21, chapter 28, of the General Statutes, or in conflict with the provisions of said article 21, chapter 28, of the General Statutes, be, and the same are hereby, repealed.

Mr. Reeves moved an amendment to said bill.

Mr. Murray moved to lay said bill and pending amendment on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Murray and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were--

Joseph Bertram,	R. G. Hays,	David R. Murray,
James Blackburn,	Thomas Johnson,	G. W. Reeves,
J. H. Bruce,	C. N. Lewis,	John Walter Rowlett,
M. T. Carpenter,	R. I. McQuiddy,	H. H. Skiles,
W. H. Frederick,	D. G. Mitchell,	Ishmael H. Smith,
Henry George,	W. O. Mize,	A. H. Willingham—19.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	T. J. McElrath,
Alex. E. Adams,	P. P. Johnston,	Jas. Shackleford—7.
Clint. Griffith,		

Mr. Hill, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the city of Mayfield,"

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. George then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. P. P. Johnston moved to reconsider the vote by which the Senate, on yesterday, passed a bill, entitled

An act to incorporate the Monitor Insurance Company, of Lexington, Kentucky.

Which motion was simply entered.

The Senate took up for consideration an amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to authorize the voters of Ballard county to vote on the question of the removal of the county seat, and providing for erection of court-house, and repealing former act on same subject.

Mr. Skiles moved to refer said amendment to a committee appointed by the Chair.

And the question being taken thereon, it was decided in the negative.

The question was then taken on concurring in the adoption of said amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Reeves and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clinton Griffith,	T. J. McElrath,
James Blackburn,	Geo. T Halbert,	R. I. McQuiddy,
M. T. Carpenter,	R. G. Hays,	G. W. Reeves,
W. H. Frederick,	Sam. E. Hill,	John W. Rowlett,
John T. Gathright,	Thomas Johnson,	James Shackleford,
Henry George,	P. P. Johnston,	Ishmael H. Smith,
C. W. Gilmore,	C. N. Lewis,	J. H. Wilkinson—21.

Those who voted in the negative were—

H. H. Skiles, A. H. Willingham—2.

Mr. Mitchell withdrew the motion heretofore entered by him to reconsider the vote by which the Senate had passed a bill, entitled

An act to regulate the advertising of real estate and personal property under execution sale, sales for State and county taxes, and sales under decrees or judgments, and to regulate the compensation therefor.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Bowling Green Fire and Marine Insurance Company;

An act to incorporate the Lusby's Mills and Beech Branch Turnpike Road Company, in Owen county;

An act to authorize and empower precinct No. 3 (Livermore), McLean county, to compromise and fund its bonded debt;

An act to incorporate the town of West Louisville, in Daviess county;

An act to incorporate Archer, Mancourt and Company, and authorize them to do business in lumber and mining on Cumberland river;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to authorize the voters of Ballard county to vote on the question of the removal of the county seat, and providing for erection of court-house, and repealing former act on same subject;

An act for the establishment of and to incorporate the Covington Protestant Children's Home;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill to amend article 11, chapter 29, of the General Statutes.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Hill moved the following amendment to said bill, viz:

Amend by adding after the word "escape," in the 36th line, the words "without the assent or connivance of the hirer."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. P. P. Johnston moved the following amendment to said bill, viz:

Provided, All money collected under this act shall be paid into the county treasury for county purposes.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was recommitted a bill, entitled

A bill compelling certain offenders to contribute to the expense of their punishment,

Reported the same without amendment.

Ordered, That said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The hour of 11 o'clock and 45 minutes having arrived, the Senate, according to order, on motion of Mr. Hill, resolved itself into a Committee of the Whole Senate, the Speaker retiring from, and Mr. Murray assuming, the Chair, the subject-matter under consideration being a bill, entitled

A bill to revise the common school laws.

And after a time spent in the consideration thereof, amendments being considered, and discussion being had thereon, the Committee arose, the Speaker of the Senate resumed the Chair, and Mr. Murray, the Chairman, reported that the Committee of the Whole had had under consideration a bill, entitled

A bill to revise the common school laws,

And had made some progress in the consideration thereof; but not having had time to complete their labors, had arisen, and directed him to report the bill back to the Senate, and ask leave to sit again on Monday, the 12th inst., at 11 o'clock and 45 minutes.

Which was granted.

And then the Senate adjourned.

MONDAY, APRIL 12, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of John W. White, late sheriff of McLean county.

An act for the benefit of S. M. Peacock, of Garrard county.

An act for the benefit of E. L. Price, of Webster county.

An act to repeal in part an act, entitled "An act to extend the limits of the town of Morgantown, Butler county," approved March 7th, 1876.

An act to regulate and fix the pay of the elective and appointed officers of the Senate and House of Representatives not now provided for by law.

An act to incorporate the Hardinsville, Harrisonville, and Bullard's Cross-road Turnpike Company.

An act for the benefit of D. C. Skidmore, jailer of Harlan county.

An act to amend the charter of the city of Louisville.

An act to establish a public school for children of the African race residing in the city of Frankfort.

An act to amend an act, entitled "An act to incorporate the Covington and Taylor's Mill Turnpike Road Company."

An act to amend section 10, article 17, chapter 29, of the General Statutes, title "Crimes and Punishments."

An act for the benefit of E. H. Mottley, late sheriff of Warren county.

An act to amend the charter of the town of North Middletown, Bourbon county.

An act to charter the Knob Lick and McCormick's Church Turnpike Road Company.

An act to incorporate Science Hill Academy, of Taylor county.

An act to prohibit the sale of spirituous liquors at or near Persimmon Grove.

An act to incorporate the Columbus and Tennessee River Railroad Company.

An act to amend the charter of the town of Hiseville, Barren county.

An act to amend an act and to reduce into one the several acts in regard to the city of Lebanon.

An act to empower and authorize the members of Palmyra Christian Church, in Henry county, to sell, dispose of, and convey said property.

An act to incorporate the Palace Hotel Company, of the city of Louisville.

An act to incorporate Princeton Lodge, No. 685, Knights of Honor.

An act to incorporate Gradyville Lodge, No. 251, of Free and Accepted Masons, in Adair county.

An act to charter Grange No. 1183, in Monroe county.

An act to incorporate the town of Spottsville, in Henderson county.

An act requiring notice to be given of motions for the allowance of certain claims, and of the erection of public works by the county court of Lyon county.

An act to amend the revised charter of the city of Paducah.

An act for the benefit of the Board of Internal Improvement for Franklin county.

An act to prevent the sale of spirituous, vinous, and malt liquors within the Clayvillage voting precinct, of Shelby county.

An act to incorporate the Jacob Street Tabernacle of the African M. E. Zion Church of America at Louisville.

An act to refund a fine paid by Jacob Helmer, which has been remitted by the Governor.

An act to amend an act, entitled "An act to incorporate the Harrison County Insurance Company," approved April 9th, 1878.

An act to amend an act establishing the town of Tilton, in Fleming county, approved March 1, 1854.

An act for the benefit of W. A. Brown, of Allen county.

An act authorizing the Register of the Land Office to issue a patent to J. J. Hitchcock for two hundred acres of land on Towhead Island, Hickman county.

An act to incorporate the Upper Blue Lick and Elizaville and Flemingsburg Turnpike Road Company.

An act to amend an act, approved March 18, 1871, incorporating the town of Eminence, in Henry county.

An act to amend an act incorporating the North Middletown Deposit Bank.

An act to amend the charter of the town of Ludlow, Kentucky.

An act to incorporate the town of Three Forks, in Warren county.

An act for the benefit of the public schools of the city of Louisville.

An act for the benefit of S. B. Reese, of Knox county.

An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of Antioch and Shiloh Churches, in Grant county.

An act to provide for the reformation of a certain class of prostitutes in the city of Louisville.

An act authorizing the Commissioners of the Sinking Fund to direct the Auditor of Public Accounts to transfer to the revenue proper the surplus in the Sinking Fund.

An act authorizing the Ashland and Catlettsburg Turnpike Road Company, by contract, to grant rights of way for railroads across or upon its road in Boyd county.

An act to incorporate the Eagle Valley Hotel Company, in Carroll county.

An act authorizing the county judge of Butler county to sign certain orders and judgments.

An act to amend the charter of the Glasgow Railroad Company.

An act to authorize and empower the Montgomery county court to issue bonds for the purpose of refunding and paying the outstanding and unpaid bonds of the Lexington and Big Sandy Railroad Company against Montgomery county.

An act to incorporate Walnutta Collegiate Institute, Paint Lick, Garrard county.

An act to amend an act, entitled "An act to amend the charter of the city of Newport, creating medical districts," approved March 20, 1876.

An act to incorporate the Oddville and Stony Point Turnpike Road, in Harrison county.

An act to incorporate Elizaville Lodge, No. 510, of Free and Accepted Masons.

An act to authorize the Boyd county court to apply the local tax on Chattaroi Railway Company's road and property in payment of expenditures for right of way to a limited amount.

An act to incorporate Pryorsburg Lodge, No. 257, Independent Order of Odd Fellows.

An act to amend and change an act approved March 22, 1878, to incorporate Columbus College, in Hickman county.

An act to amend an act, entitled "An act to incorporate the town of Worthville, in Carroll county."

An act to amend sections 41 and 9 of the charter of the city of Owensboro.

An act in relation to the Carlisle and Jackstown Turnpike Road Company (upper route), in Nicholas county.

An act to incorporate the Whitehaven and Richwood Turnpike Road Company, in Boone county.

An act for the benefit of Geo. S. Hardy, of Logan county.

An act to incorporate the New Albany and Chicago Railway Company.

An act to repeal an act in regard to school district No. 30, in McLean county.

An act for the benefit of B. E. Bourland, of Murray, Calloway county.

An act for the benefit of Jas. W. McCarney, jailer of Bourbon county.

An act to relieve the Bourbon County Agricultural and Mechanical Society from paying county or other local taxes.

An act to change the name of the Fuller Oil Company to the Kentucky Central Land Company, and to amend its charter, approved March 1st, 1865.

An act to regulate change of venue in civil cases.

An act for the benefit of John Campbell, of Breathitt county.

An act for the benefit of P. W. Miller, of Simpson county.

An act to amend the charter of the town of Ewing, in Fleming county, and to prevent the sale of spirituous, vinous, or malt liquors within one mile of the corporate limits.

An act to incorporate the Owingsville and Big Sandy Railroad Company.

An act to re-establish a magisterial and justices' district in Hart county, known as Waterloo district.

An act to amend an act, entitled "An act relating to opening and repairing roads in Boone county," approved March 6th, 1878.

An act to establish an additional voting and magisterial district in Martin county.

An act to amend an act, entitled "An act to amend the charter of the town of Arlington, in Ballard county."

An act in aid of common school district No. 10, Cumberland county.

An act to authorize the county court of Leslie county to issue bonds to creditors for work done on public buildings.

An act for the benefit of John Ireland, of Woodford county.

An act to authorize and empower the county court of Lawrence county to issue the bonds of said county to pay for the right of way of the Chattaroi Railway Company through said county.

An act providing for a tax to assist in building turnpike roads in Kenton county.

An act to amend the charter of the town of Berryville, and change the name thereof.

An act to incorporate the Harp Turnpike Road Company.

An act to incorporate the Lawrenceburg and White's Ferry Turnpike Road Company.

An act authorizing the commissioners of the sinking fund of the city of Louisville to sell, dispose of, and transfer the stock of the Louisville and Nashville Railroad Company held by said commissioners for said city.

An act to amend an act, entitled "An act to incorporate Clark's River Grange, No. 228, Patrons of Husbandry, of Calloway county."

An act to incorporate a turnpike road company in Grant county.

An act creating and incorporating the Mayfield Jockey Club, in Graves county.

An act to create the Marshall County Gravel Road Company.

An act to incorporate the Fox Creek and Bond's Mill Turnpike Road Company, in Anderson county.

An act to incorporate the Carlisle and Pleasant Springs Turnpike Road Company, in Nicholas county.

An act to incorporate the North Middletown Cemetery Company, in Bourbon county.

An act to incorporate the Carroll, Gallatin and Owen Union Fair and Exposition Association.

An act to incorporate the Winchester, Ruckersville, and Vienna Turnpike Road Company, in Clark county.

An act for the benefit of J. T. Peyton and O. H. McRoberts, of Lincoln county.

An act for the benefit of John W. Burton, of Warren county.

An act for the benefit of Sarah A. Spalding

An act for the benefit of Mary McTaggert.

An act to repeal an act for the benefit of the educational interest of the white citizens of Bowling Green.

An act for the benefit of J. W. Parker, of Lewis county.

An act for the benefit of R. F. Wells, of Elliott county.

An act to incorporate the Dry Ridge, Lawrenceville, and Owen Turnpike Company.

An act for the benefit of school district No. 1, of Carter county.

An act to amend an act, entitled "An act to incorporate the board of trustees of the city graded school of Cynthiana," approved April 5th, 1878.

An act to incorporate Magnolia College, in Larue county.

An act in relation to the Louisville, New Albany, and St. Louis Railway Company.

An act for the benefit of J. W. Gaines.

An act to prevent any person or persons to play cards in any of the lots, pastures, shops, or out-buildings or stables, within one mile of the court-house in Owingsville, in Bath county.

An act to incorporate the Voight Patent Water-wheel Company.

An act to charter the town of Caneyville, Grayson county.

Resolution directing Auditor to draw his warrant in favor of Major, Johnston & Barrett for Statutes and Codes furnished this General Assembly.

That they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the holders of certain mortgage bonds issued by the Louisville, Cincinnati and Lexington Railroad Company.

An act to extend the limits of the town of Versailles, in Woodford county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend section 10, article 17, of chapter 29, of the General Statutes.

An act to amend the charter of the Dry Creek and Covington Turnpike Road Company.

An act to amend an act, entitled "An act to provide for the election and compensation of a Vice Chancellor of the Louisville chancery court, and define his duties in connection with said court and the Jefferson court of common pleas, and to provide a room and offices for his court," approved March 26th, 1872.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to confer on the commissioner of common schools in Campbell county the same power and authority over the incorporated districts of said county as over the school districts now allowed by law.

2. An act for the benefit of the supervisors of tax of Marshall county.

3. An act to incorporate the Owenton, Pleasant Ridge, and Williamstown Turnpike Road Company, in Owen county.

4. An act authorizing Alexander Foxworthy, J. B. Dickey, and W. J. Goddard, securities of Alfred Norwood, a deputy for B. A. Plummer, late sheriff of Fleming county, to appoint a collector to collect uncollected taxes of Fleming county for the years 1871, 1872, 1873, and 1874.

5. An act to amend an act, entitled "An act to incorporate the Grand Central Building and Savings Association, of Campbell county."

6. An act to incorporate the Persimmon Grove and Pendleton Line Turnpike Company.

7. Resolution raising a joint committee to investigate frauds on the Treasury.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st to the Committee on Education; the 2d to the Committee on Claims; the 3d and 6th to the Committee on Internal Improvement; the 4th to the Committee on Finance; the 5th to the Committee on General Statutes, and the 7th, the resolution, was concurred in.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was recommitted a bill, entitled

A bill for the punishment of the crime of abortion in this Commonwealth,

Reported the same without amendment.

Mr. Hill moved an amendment to said bill.

Which was twice read and adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Rowlett, from the Committee on Education—

A bill for the benefit of Lewis E. Schooler, of Hart county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to amend an act, entitled "An act to incorporate the town of Chester, in Mason county."

By same—

A bill to amend and reduce into one the several acts to incorporate and relating to the town of Flemingsburg.

By Mr. Mize, from same committee—

A bill to incorporate the Glasgow and Fountain Run Turnpike Road Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. Hill, leave of absence, indefinitely, was granted Mr. Adams.

On motion of Mr. Gathright, the Senate took up for consideration the motion heretofore entered by Mr. Frederick to reconsider the vote by which the Senate had passed a bill, entitled

An act to incorporate the People's City Railway Company of Louisville.

And the question being taken thereon, it was decided in the affirmative.

The third reading of said bill, as well as the vote ordering it to a third reading, were also reconsidered.

Mr. Gathright moved an amendment to said bill.

And on his motion, said bill and amendment were recommitted to the Committee on Railroads.

The Senate took up for consideration a bill, entitled

A bill to amend section 667, Civil Code of Practice.

Mr. Rowlett moved an amendment as a substitute for said bill.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Halbert, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to authorize the clerk of the Pike county court to settle with guardians, executors, and administrators,

Reported the same without expression of opinion.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Berry moved to suspend the rules in order to allow him to make a motion to withdraw from the House of Representatives the announcement of the passage by the Senate of a bill, entitled

An act to repeal an act, entitled "An act to incorporate the Newport Printing and Newspaper Company."

And the question being taken thereon, it was decided in the negative.

Mr. Murray read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the State Librarian be and is directed to cause to be removed, at once, the urinal in the lower hall of the State House.

Which, under the rule, lies over one day.

On motion of Mr. Berry, the Senate took up for consideration the motion heretofore entered by Mr. Hays to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved December 18th, 1850, and various other acts amendatory thereto.

Said bill reads as follows, viz:

WHEREAS, Under and in pursuance of the provisions of an act of the General Assembly of the Commonwealth of Kentucky, entitled "An act authorizing the sale of the Maysville and Big Sandy Railroad, and providing for the organization of a new company under its charter to construct said road," approved February 17th, 1866, and an act to amend said last-mentioned act, approved February 28th, 1867, and of the laws of the State of Kentucky, legal proceedings were instituted for the foreclosure of a mortgage upon said Maysville and Big Sandy Railroad, and such proceedings were had that all the chartered rights, privileges, property rights, and credits of said railroad company were sold at public sale to the highest bidder, at which sale the said chartered rights, privileges, property rights, and credits were struck off and sold to Harrison Taylor, William H. Wadsworth, Michael Ryan, John B. Poyntz, Elizabeth Gray, John G. Hickman, the latter as assignee of Charles B. Coons, deceased, and the said sale having been ratified and confirmed by the court, the title to said chartered rights, privileges, property rights, and credits of said company were conveyed to the purchasers by a commissioner appointed by the court, by deed recorded in Mason county court clerk's office; and whereas, the said purchasers, in pursuance of the said acts, did subsequently reorganize the said Maysville and Big Sandy Railroad Company under the same corporate name, and the same company has since continued and still continues to exist as a duly organized corporation, authorized to construct, maintain, and operate a railroad from the city of Maysville, in the State of Kentucky, to the Big Sandy river, by such route as the company might select and as might be found practicable; now, therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the proceedings for the sale and purchase of all the chartered

rights, privileges, property rights, and credits of the Maysville and Big Sandy Railroad Company, under and in pursuance of the provisions of an act of the General Assembly of the Commonwealth of Kentucky, entitled "An act authorizing the sale of the Maysville and Big Sandy Railroad, and providing for the organization of a new company under its charter to construct said road," approved February 17th, 1866, and an act to amend said last mentioned act, approved February 28th, 1867, and of the laws of the State of Kentucky, be, and the same are hereby, ratified and confirmed, and that the subsequent reorganization of the Maysville and Big Sandy Railroad Company, under and in pursuance of said acts, are also hereby ratified and confirmed, and said reorganized corporation is hereby declared to be vested with all chartered rights, privileges, property rights, credits, and franchises granted to and conferred upon, or which were vested in the Maysville and Big Sandy Railroad Company by an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved December 18th, 1850, and each and every act amending the same, as well as by the act above mentioned, approved February 17th, 1866, and the act to amend the same, approved February 28th, 1867, or which were acquired by said company under any or either of said acts or amendments.

§ 2. That the said Maysville and Big Sandy Railroad Company, as reorganized in addition to the powers and authority, franchises, rights, and privileges heretofore or herein conferred upon and vested in it, be, and it is hereby, authorized and empowered to construct, maintain, and operate a railroad from its present western terminus in the city of Maysville, to a connection with the Cincinnati Southern Railroad at such point as it may deem best, not further south from the Ohio river than Walton, on the line of said road, and to a connection with any other railroad between said city of Maysville and said Cincinnati Southern Railroad, with all the powers, franchises, rights, and privileges as to said railroad herein authorized to be built, as are herein or have been heretofore conferred upon and granted to the Maysville and Big Sandy Railroad Company between Maysville and the Big Sandy river, by the act of original incorporation, approved December 15th, 1850, and by the above-mentioned act authorizing the sale of said railroad, and the organization of a new company to construct said road, approved February 17th, 1866, and by any and all acts passed to amend said acts or either of them.

§ 3. This act to be in force from its passage.

And the question being taken thereon, it was decided in the affirmative.

The third reading of said bill, as well as the vote ordering it to its third reading, were both reconsidered.

Mr. Hays moved to reconsider the vote by which the Senate had adopted an amendment heretofore proposed by him to said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Hays then withdrew said amendment.

Mr. Berry moved to reconsider the vote by which the Senate had heretofore adopted an amendment proposed by him to said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Berry then withdrew said amendment.

Mr. Berry moved to reconsider the vote by which the Senate had adopted the amendment heretofore proposed to said bill by Mr. Blackburn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Shackleford and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	R. G. Hays,	W. O. Mize,
Albert S. Berry,	Sam. E. Hill,	David R. Murray,
C. W. Gilmore,	Thomas Johnson,	John W. Rowlett,
Clinton Griffith,	C. N. Lewis,	Jas. Shackleford,
George T. Halbert,	D. G. Mitchell,	H. H. Skiles—15.

Those who voted in the negative, were—

Joseph Bertram,	M. T. Carpenter,	G. W. Reeves,
James Blackburn,	Henry George,	Ishmael H. Smith,
J. H. Bruce,	R. I. McQuiddy,	A. H. Willingham—9.

Mr. Hays moved to postpone the special order of the day in order to proceed with the bill under consideration.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clint. Griffith,	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	W. O. Mize,
J. H. Bruce,	R. G. Hays,	David R. Murray,
John T. Gathright,	Thomas Johnson,	John Walter Rowlett,
C. W. Gilmore,	C. N. Lewis,	Jas. Shackleford—15.

Those who voted in the negative, were—

Joseph Bertram,	Attila Cox,	H. H. Skiles,
James Blackburn,	Henry George,	Ishmael H. Smith,
M. T. Carpenter,	Samuel E. Hill,	A. H. Willingham—9.

The Senate, according to order, took up for consideration a bill, entitled

A bill to define and secure the property rights of married women.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That both husband and wife shall have, after marriage, the same rights over their property, real, personal, actual or contingent, money, bonds, and choses in action and stocks, which they had when unmarried, and, independently of each other's control, shall have full power to bequeath, give, or otherwise dispose of it.

§ 2. That a husband shall have no power over his wife's property, except with her consent, nor shall his authority be required by her for the valid exercise of her proprietary rights.

§ 3. That neither husband nor wife shall be allowed to bequeath or otherwise dispose of his or her property away from the survivor of the marriage; but such survivor shall be entitled to one third of same.

§ 4. That neither shall be liable for the debts, crimes, or torts of the other.

§ 5. That in succession to real and personal property, actual and contingent, money, bonds, stocks, choses in action, that mothers shall have equal rights with fathers to the property of their own children who die intestate.

§ 6. This act shall be in force from and after its passage, and all laws inconsistent herewith are hereby repealed.

Mr. Murray moved an amendment to said bill.

Which was twice read and adopted.

Mr. Adair moved an amendment as a substitute for said bill.

Said proposed amendment reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, Amend section 1, article 2, of chapter 52 of the General Statutes, by striking out the words, "with power to rent the real estate for not more than three years at a time, and receive the rent."

§ 2. This act shall take effect from its passage.

Mr. Berry made the point of order that the amendment proposed by Mr. Adair was not germane to the subject-matter under consideration.

The Speaker ruled said proposed amendment out of order.

Messrs. Adair and Carpenter appealed from the decision of the Chair, and submitted their appeal in writing, which reads as follows, viz:

The Chair having decided that the substitute offered by the Senator from Union is not in order, the Senator from Shelby and the Senator of Union pray an appeal to the sense of the Senate from that decision of the Chair.

M. T. CARPENTER,
CROMWELL ADAIR.

The question was then taken, "Shall the decision of the Chair stand as the judgment of the Senate?" and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mitchell and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. N. Lewis,	H. H. Skiles,
Clint. Griffith,	D. G. Mitchell,	Ishmael H. Smith,
Samuel E. Hill,	David R. Murray,	A. H. Willingham—10.
Thomas Johnson,		

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	W. O. Mize,
Joseph Bertram,	Henry George,	G. W. Reeves,
James Blackburn,	C. W. Gilmore,	John W. Rowlett,
J. H. Bruce,	George T. Halbert,	Jas. Shackleford—14.
M. T. Carpenter,	R. I. McQuiddy,	

So said appeal was sustained.

Mr. Murray moved to postpone the further consideration of said bill and pending amendment until 11 o'clock, A. M., to-morrow.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bertram and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	R. I. McQuiddy,	David R. Murray,
J. H. Bruce,	D. G. Mitchell,	Ishmael H. Smith,
R. G. Hays,	W. O. Mize,	A. H. Willingham—9.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	C. N. Lewis,
Joseph Bertram,	C. W. Gilmore,	G. W. Reeves,
James Blackburn,	Clinton Griffith,	John W. Rowlett,
M. T. Carpenter,	Geo. T. Halbert,	James Shackleford,
Attila Cox,	Samuel E. Hill,	H. H. Skiles—17.
John T. Gathright,	Thos. Johnson,	

Mr. Berry moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	David R. Murray,	A. H. Willingham—4.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	R. I. McQuiddy,
Joseph Bertram,	C. W. Gilmore,	W. O. Mize,
James Blackburn,	Clint. Griffith,	G. W. Reeves,
J. H. Bruce,	George T. Halbert,	John Walter Rowlett,
M. T. Carpenter,	Samuel E. Hill,	Jas. Shackleford,
Attila Cox,	Thomas Johnson,	H. H. Skiles,
John T. Gathright,	C. N. Lewis,	Ishmael H. Smith—21.

On motion of Mr. Halbert,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, at 11 o'clock, A. M., and from day to day until disposed of.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hill, from the Committee on General Statutes—

An act to amend an act, entitled "An act to authorize and empower the county of Muhlenburg to compromise and fund its outstanding bonded indebtedness," approved March 18, 1878.

By Mr. Carpenter, from same committee—

An act to amend the act incorporating the town of McHenry.

By same—

An act providing for special judges of county courts in certain cases in the counties of Carter and Elliott.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend an act, entitled "An act to incorporate the Bank of J. B. and Chas. Goodpaster & Co."

By Mr. Hill, from the Committee on General Statutes—

An act for the benefit of Eliza Moore.

By Mr. Hill, from the Committee on Education—

An act to organize and establish a system of public graded schools in Carlisle, Nicholas county.

By same—

An act for the benefit of common school district No. 8, Washington county.

By Mr. Mize, from the Committee on Propositions and Grievances—

An act to change the county line between the counties of Menifee, Powell, and Wolfe.

By same—

An act for the benefit of A. B. Patrick.

By Mr. Skiles, from the Committee on the Judiciary—

An act to provide for the transfer of civil suits at law or in equity, motions, and special proceedings in civil matters in the circuit courts of McCracken, Ballard, and Hickman, to the common pleas courts of the counties of McCracken, Ballard, and Hickman.

By Mr. Gathright, from the Committee on Internal Improvement—

An act incorporating the White Sulphur and Fisher's Mill Turnpike Road Company.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the Clarksville and Princeton Railroad Company.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Cornishville and Sharpsville Turnpike Road Company.

By Mr. Adair, from the Committee on General Statutes—

An act to amend an act, entitled "An act to repeal the charter of the town of Corydon, Henderson county, and re-incorporate the same," approved March 8th, 1876.

By Mr. Hill, from the Committee on Education—

An act to amend an act, entitled "An act to establish a system of common schools in the town of Corydon, Henderson county," approved March 25th, 1872.

By Mr. Halbert, from the Committee on Propositions and Grievances—

An act to define certain portions of the county line between Pike and Floyd counties.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Leave was given to bring in the following bill, viz:

On motion of Mr. Mize—

A bill to fix the time for holding the circuit courts in the 13th judicial district, and to take Elliott from the 13th and add it to the 16th judicial district, and fix the time to hold the circuit court in Elliott county.

Ordered, That the Committee on the Judiciary prepare and bring in said bill.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the sale of certain old iron, remnants of Green River Bridge at Rio, Hart county;

An act to incorporate the Keene and South Elkhorn Turnpike Road Company;

An act to change the county line between the counties of Lincoln and Casey;

An act to authorize the Simpson county court to issue bonds for turnpike road purposes;

An act for the benefit of James P. Harris, jr., of Floyd county;

An act to close an alley in the town of Danville;

An act to extend the limits of the town of Versailles, in Woodford county;

An act to amend section 435 of chapter 3, title 10, of the Civil Code of Practice, as to giving bond by legatees or distributees before receiving his legacy or distributable share;

An act for the benefit of the Shelbyville and Smithfield Turnpike Road Company;

An act to incorporate the New Liberty and Dallasburg Turnpike Road Company, in Owen county;

An act to charter and incorporate a turnpike road leading from Lusby's mills, in Owen county, to Corinth, in Grant county, to be known as the Lusby's Mills and Corinth Turnpike Road Company;

An act to amend chapter 95, General Statutes, title "Salaries;"

An act to establish a system of common schools in Smith's Mills district, in Henderson county;

An act to incorporate the Bagdad, Jacksonville, and Benson Turnpike Company;

An act for the benefit of Wm. H. Hamilton, jr., of Pike county;

An act to authorize the Auditor of Public Accounts to appoint collectors of the revenue under certain contingencies;

An act for the benefit of Harry Pidcock, of Todd county;

An act to amend the charter of the town of Grayson, Carter county;

An act to amend the charter of the Macpelah Cemetery Company;

An act for the benefit of the holders of certain mortgage bonds issued by the Louisville, Cincinnati and Lexington Railroad Company;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

And then the Senate adjourned.

TUESDAY, APRIL 13, 1880.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the building of turnpike roads in Pendleton county.

An act to authorize the Fulton county court to sell the delinquent tax-lists of county levy belonging to Fulton county, and to authorize the person or persons buying the same to collect the taxes due thereon.

An act to incorporate the Grand Lodge of the Ancient Order of United Workmen of Color of Kentucky, and also the Supreme Lodge of the Ancient Order of United Workmen of Color of the United States.

An act to amend an act, entitled "An act to amend the charter of the city of Louisville," approved February, 20th, 1873.

An act to amend an act, entitled "An act to incorporate the Kentucky Southern Railroad Company," approved March 28th, 1872.

An act to amend an act, entitled "An act to authorize the city of Henderson to issue bonds and fund her present indebtedness."

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to prohibit the sale of spirituous, vinous, or malt liquors, or a mixture of either, in the town of Three Springs, in Hart county, or within one mile of the corporate limits thereof.

An act to close a part of the old State road in Henry county.

An act for the benefit of Henry Fields, late sheriff of Perry county.

An act for the benefit of Greenup Nickell, of Rowan county.

An act to prevent obstructions in Little and Big Greasy creeks, in Hopkins county.

An act for the benefit of Moses Davis, of Garrard county.

An act for the benefit of inferior courts of Garrard county.

An act to amend the charter of the Louisville and Taylorsville Turnpike Road Company.

An act to prohibit the introduction or working of convicts from other States within the limits of this State.

An act to amend an act, entitled "An act to amend the charter of the town of Elizabethtown," approved March 18th, 1876.

An act to incorporate the Elizabethtown and Hodgenville Telephone Company.

An act to prohibit the sale of intoxicating liquors within one and a half miles of Mason's school-house, in Keysburgh district, Logan county.

An act to authorize the county court of Pendleton county to borrow money to aid in building turnpike roads, and to issue bonds therefor.

An act for the benefit of J. H. Taylor, S. M. Dean, David Morton, and Henry Herr.

An act for the benefit of Lewis E. Schooler, of Hart county.

An act for the benefit of Henry Fields, of Perry county.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act for the benefit of John P. Barrett, late sheriff of Ohio county.

2. An act prescribing a reward to persons securing the arrest and conviction of persons guilty of horse or mule-stealing in this Commonwealth.

3. An act to amend the charter of the town of Knottsville, Daviess county.

4. An act to repeal an act, entitled "An act to amend an act for the benefit of the poor-house of Nicholas county."

5. An act to amend an act, entitled "An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott," approved February 6th, 1874.

6. An act to amend the charter of the city of Frankfort.

7. An act for the benefit of W. H. Fitzpatrick, late sheriff of Floyd county.

8. An act to amend an act, approved March 16th, 1878, prohibiting the sale of spirituous, vinous, and malt liquors in the town of Moscow, Hickman county.

9. An act to amend an act, entitled "An act to charter the National Turnpike Road Company."

10. An act for the benefit of the Springfield, Willisburg, Antioch, and Fox Creek Turnpike Road Company, of Washington county.

11. An act to reduce into one the several acts concerning the town of Greensburg.

12. An act for the benefit of school district No. 27, Hancock county.

13. An act for the benefit of John H. Shields, of Hickman county.

14. An act repealing chapter 79 of the Acts of 1873–'74.

15. An act allowing H. J. Spradlin to erect and keep a mill-dam across Little Sandy river at or near Martinsburg, Elliott county.

16. An act to protect the bridges in Harrison county.

17. An act for the benefit of Martha E. Cosby, of Hart county.

18. An act to amend chapter 350, section 2, of Acts 1876, concerning Mill creek and its tributaries, in Jefferson county.

19. An act to regulate the fare of street railways running and being operated in the county of Jefferson outside of the limits of the city of Louisville.

20. An act to extend the charter of the Commercial Bank of Kentucky.

21. An act to amend the Code of Practice in civil cases.

22. An act to amend section 757 of an act regulating practice in civil cases.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 4th, 7th, 13th, 15th, 16th, 17th, 18th, and 19th to the Committee on Finance; the 3d, 5th, 6th, 11th, and 14th to the Committee on the Judiciary; the 8th to the Committee on Religion and Morals; the 9th and 10th to the Committee on Internal Improvement; the 12th to the Committee on Education; the 21st and 22d to the Committee on Courts of Justice, and the 20th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill which originated in the Senate, entitled

An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Murray, from the Committee on Courts of Justice—

A bill to amend section 19, chapter 42, General Statutes.

By Mr. Reeves, from the Committee on Propositions and Grievances—

A bill to prohibit the sale of spirituous, vinous, and malt liquors in school district No. 25, in Graves county, and providing for taking a vote on that question.

By Mr. Halbert, from the Committee on Education—

A bill prescribing the qualifications of common school commissioners, and regulating the course of study in the common schools of Logan, Simpson, and Todd counties.

By Mr. Skiles, from the Committee on the Judiciary—

A bill providing the time of holding the election and removing the county seat of Ballard county from Blandville to Wickliffe.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hays, from the Committee on Finance—

An act for the benefit of Alexander Foxworthy, W. J. Goddard, and John B. Dickey.

By Mr. Skiles, from the Committee on the Judiciary—

An act to regulate the civil jurisdiction of the circuit courts of McCracken, Ballard, and Hickman during the time the common pleas court exists in said counties of McCracken, Ballard, and Hickman.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Murray and State Line Gravel Road Company.

By same—

An act to incorporate the Murray and Wadesboro Gravel Road Company.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of John L. McCormick, of Montgomery county.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to incorporate the Bank of Murray, in Calloway county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act authorizing Decater Vanmeter to build a mill-dam across Nolin river, in Edmonson county.

By same—

An act to renew and amend the charter of the Camdenville and Van Buren Turnpike Road.

By Mr. McQuiddy, from the Committee on Library and Public Offices and Buildings—

An act to amend the charter of the town of Harrodsburg, Mercer county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act taxing shows for the benefit of Scottsville, Allen county.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of Elliott and Lee counties.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to incorporate the town of Brodhead, in Rockcastle county.

By Mr. Foote, from the Committee on Codes of Practice—

An act to incorporate a benevolent society, the Sons and Daughters of Zion.

By same—

An act to create a special road law for the counties of Lee, Estill, Laurel, and Rockcastle.

By Mr. Wilkinson, from same committee—

An act to incorporate the Third Avenue Methodist Episcopal Church, South, of Louisville.

By same—

An act to incorporate the town of Beech Grove, in McLean county.

By Mr. McElrath, from same committee—

An act regulating the trial of prosecutions in the police court of Franklin, when the regular judge thereof is objected to by the defendant.

By same—

An act to amend the charter of the city of Dayton, in Campbell county.

By Mr. P. P. Johnston, from same committee—

An act to incorporate the White Sulphur Springs Hotel Company, in Bath county.

By Mr. Hill, from the Committee on Education—

An act to incorporate the Highland Literary, Scientific, and Military Institute.

With an amendment to the last named bill.

Which was twice read and adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. George moved to reconsider the vote by which the Senate had, on yesterday, passed a bill, entitled

An act to authorize the clerk of the Pike county court to settle with guardians, executors, and administrators.

Which motion was simply entered.

The Senate took up for consideration a bill, entitled

A bill to incorporate the American Commercial Company.

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Parker C. Chandler, William A. Hovey, William Frazier, Otis Kimball, and Edward C. Ellis, their associates and successors, be, and they are hereby, incorporated and made a body-politic and corporate, under the name and style of the American Commercial Company.

§ 2. The said Company may, by or under its corporate title, make and use a corporate seal, which it may alter or renew at its pleasure, and may sue and be sued, plead and be impleaded, contract and be contracted with, and make by-laws, rules and regulations, consistent with existing laws of the State, for the government of all under its authority, the management of its estates and properties, and the due and orderly conduct of its affairs. Said Company shall keep an office or agent in the State, upon whom all process may be served, and said Company shall be subject to be sued in any county in this State in which it may make any contracts, and service upon such agent shall be a valid service of process in any civil suit.

§ 3. The capital stock of said Company shall not be less than three hundred thousand dollars, and may be increased to any amount not exceeding ten million dollars, by issue and sale of shares thereof, of not less than ten dollars each, from time to time, under such regulations as the board of directors of said Company shall, from time to time, prescribe; and the directors may receive real or personal property in payment for subscriptions to the capital stock, at such valuation as may be agreed upon between the directors and the subscriber.

§ 4. The said Company shall have power, and may purchase, hold, grant, mortgage, or otherwise dispose of real and personal estate in this State or elsewhere; and the said Company shall have power, and may lay out said lands, or any parts thereof, into parcels or lots of convenient size, with intervening roads, lanes, streets, and alleys, and develop, work, improve,

cultivate, sell, grant, mortgage in such manner and upon such terms as the said Company may think proper; and may contract for, construct, operate, and maintain works of public or private improvement.

§ 5. The said Company shall have power, and may loan money or mortgage or deed of trust conveying real or personal estate, or on other securities, and for such periods as the said Company may think proper; and may establish a line or lines of steamships, or ships propelled by other motive power, to run between any ports of the United States, Europe, or elsewhere; and may manufacture, purchase, sell, ship, and deal in goods, wares, and merchandise; and may contract for, build, and maintain pipe-lines, ships, docks, wharves, warehouses, and elevators; and may store goods, wares, and merchandise, and grant certificates therefor, in such form and under such rules and regulations as the said Company may, from time to time, by by-laws prescribe in conformity with the laws of this State; and to transport goods, wares, and merchandise, either by land or water; and may do and perform all things necessary to carry the provisions of this act into effect: *Provided*, That said Company shall not, by anything contained in this bill, be exempt from the duties and liabilities of common carriers under the general law.

§ 6. All drafts, orders, checks, or other paper of the said Company, signed by the president and countersigned by the cashier, promising or directing the payment of any money, or the delivery of any securities or other thing, shall be binding on said Company; and any draft, order, check, or other paper issued and signed and countersigned as aforesaid, shall be transferable and negotiable, if payable to order, by indorsement, and if payable to bearer, by delivery. Nothing in this section shall be construed as allowing any banking privileges.

§ 7. The persons first named in this act shall constitute the first board of directors of said Company, and shall continue in office until the first meeting of the stockholders thereof; at such first meeting, and at every annual meeting, so many directors shall be elected as may be prescribed by the by-laws and regulations of said Company, who may be removed by the stockholders in general meeting, but unless so removed, shall continue in office until their successors shall be elected and qualified. After the first meeting of the stockholders, at least two of the directors shall be residents of this Commonwealth, when seven constitute the number of directors; when more than that number, the same proportion shall be added from this State.

§ 8. The board of directors shall be stockholders of said Company; they shall appoint one of their number president, and may fill any vacancy that may occur in said board, unless by removal, in which case the same shall be filled by the stockholders in general meeting. The board shall appoint (to hold during its pleasure) the subordinate officers and agents of the said Company, prescribe their compensations, and take from them such bonds with such security as they may deem fit.

§ 9. The board of directors may establish offices and agencies at such places as they may think proper; and may have two principal offices, one of which shall be located in this Commonwealth, and may transact their business at either of said offices, but in all dealings with citizens of this State, the principal office in this State shall be deemed as the only principal or home office of said Company.

§ 10. The annual meeting of the stockholders of said Company shall be held at the city of Washington on the Wednesday after the second Monday in January of each year, or on such other day as the stockholders

may, by resolution adopted in any annual meeting, to take effect at the next annual meeting, prescribe. A general meeting of the stockholders of said Company may be held at any time, upon call of the board of directors, the secretary to mail a notice of the time and place of meeting to each stockholder two weeks in advance of time appointed for meeting to be held.

§ 11. The said Company shall issue certificates of stock in said Company to the original subscribers thereof, in shares of not less than ten dollars each, signed by the president, and countersigned by the secretary of said Company. The said certificates shall only be transferred by indorsement thereon made by the original subscriber therefor, his personal representative or transferee, and, when so transferred, shall pass to the transferee thereof the number of shares of the capital stock of the said company represented by the said certificates, with all dividends thereafter declared thereon; and the said certificates, when so transferred as aforesaid, may be returned to the said Company and canceled, and new certificates of stock shall be issued in lieu thereof, to the person entitled thereto, for a like number of shares.

§ 12. No stockholder in the said Company shall ever be held liable or made responsible for its debts and liabilities in a larger or further sum than the amount of any unpaid balance due to the said Company for stock subscribed for by said stockholder.

§ 13. This act shall be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and P. P. Johnston, were as follows, viz.:

Those who voted in the affirmative, were—

Albert S. Berry,	Clinton Griffith,	R. I. McQuiddy,
Joseph Bertram,	Geo. T. Halbert,	W. O. Mize,
J. H. Bruce,	Samuel E. Hill,	David R. Murray,
Chas. D. Foote,	Thos. Johnson,	John W. Rowlett,
W. H. Frederick,	C. N. Lewis,	James Shackleford,
John T. Gathright,	T. J. McElrath,	J. H. Wilkinson—19.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	G. W. Reeves,
James Blackburn,	R. G. Hays,	Ishmael H. Smith,
M. T. Carpenter,	P. P. Johnston,	A. H. Willingham—10.
Attila Cox,		

Resolved, That the title of said bill be as aforesaid.

The Speaker appointed Messrs. Murray and P. P. Johnston on the part of the Senate on the joint special committee to prepare and bring in a bill to prevent the payment of fraudulent claims.

Mr. Berry, from the Committee on General Statutes, to whom was recommitted a bill, entitled

A bill to amend chapter 62, General Statutes,

Reported the same, with the expression of opinion that said bill ought not to pass.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That when the word "white" appears in chapter 92, General Statutes, the same is hereby stricken out.

§ 2. This act shall take effect from and after its passage.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. W. Gilmore,	Samuel E. Hill,
W. H. Frederick,	George T. Halbert,	W. O. Mize,
John T. Gathright,	R. G. Hays,	Ishmael H. Smith—9.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	G. W. Reeves,
Joseph Bertram,	Thomas Johnson,	John Walter Rowlett,
James Blackburn,	P. P. Johnston,	Jas. Shackleford,
J. H. Bruce,	C. N. Lewis,	H. H. Skiles,
M. T. Carpenter,	T. J McElrath,	J. H. Wilkinson,
Attila Cox,	R. I. McQuiddy,	A. H. Willingham—20.
Charles D. Foote,	David R. Murray,	

So said bill was rejected.

The Senate took up for consideration a bill, entitled

An act to amend an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved December 18th, 1850, and various other acts amendatory thereto.

Said bill reads as follows, viz:

WHEREAS, Under and in pursuance of the provisions of an act of the General Assembly of the Commonwealth of Kentucky, entitled "An act authorizing the sale of the Maysville and Big Sandy Railroad, and providing for the organization of a new company under its charter to construct said road," approved February 17th, 1866, and an act to amend said last-mentioned act, approved February 28th, 1867, and of the laws of the State of Kentucky, legal proceedings were instituted for the foreclosure of a mortgage upon said Maysville and Big Sandy Railroad, and such proceedings were had that all the chartered rights, privileges, property rights, and credits of said railroad company were sold at public sale to the highest bidder, at which sale the said chartered rights, privileges, property rights, and credits were struck off and sold to Harrison Taylor, William H. Wadsworth, Michael Ryan, John B. Poyntz, Elizabeth Gray, John G. Hickman, the latter as assignee of Charles B. Coons, deceased, and the said sale having been ratified and confirmed by the court, the title to said chartered rights, privileges, property rights, and credits of said company were conveyed to the purchasers by a commissioner appointed by the court, by deed recorded in Mason county court clerk's office; and whereas, the said purchasers, in pursuance of the said acts, did subsequently reorganize the said Maysville and Big Sandy Railroad Company under the

same corporate name, and the same company has since continued and still continues to exist as a duly organized corporation, authorized to construct, maintain, and operate a railroad from the city of Maysville, in the State of Kentucky, to the Big Sandy river, by such route as the company might select and as might be found practicable; now, therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the proceedings for the sale and purchase of all the chartered rights, privileges, property rights, and credits of the Maysville and Big Sandy Railroad Company, under and in pursuance of the provisions of an act of the General Assembly of the Commonwealth of Kentucky, entitled "An act authorizing the sale of the Maysville and Big Sandy Railroad, and providing for the organization of a new company under its charter to construct said road," approved February 17th, 1866, and an act to amend said last mentioned act, approved February 28th, 1867, and of the laws of the State of Kentucky, be, and the same are hereby, ratified and confirmed, and that the subsequent reorganization of the Maysville and Big Sandy Railroad Company, under and in pursuance of said acts, are also hereby ratified and confirmed, and said reorganized corporation is hereby declared to be vested with all chartered rights, privileges, property rights, credits, and franchises granted to and conferred upon, or which were vested in the Maysville and Big Sandy Railroad Company by an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved December 18th, 1850, and each and every act amending the same, as well as by the act above mentioned, approved February 17th, 1866, and the act to amend the same, approved February 28th, 1867, or which were acquired by said company under any or either of said acts or amendments.

§ 2. That the said Maysville and Big Sandy Railroad Company, as reorganized in addition to the powers and authority, franchises, rights, and privileges heretofore or herein conferred upon and vested in it, be, and it is hereby, authorized and empowered to construct, maintain, and operate a railroad from its present western terminus in the city of Maysville, to a connection with the Cincinnati Southern Railroad at such point as it may deem best, not further south from the Ohio river than Walton, on the line of said road, and to a connection with any other railroad between said city of Maysville and said Cincinnati Southern Railroad, with all the powers, franchises, rights, and privileges as to said railroad herein authorized to be built, as are herein or have been heretofore conferred upon and granted to the Maysville and Big Sandy Railroad Company between Maysville and the Big Sandy river, by the act of original incorporation, approved December 15th, 1850, and by the above-mentioned act authorizing the sale of said railroad, and the organization of a new company to construct said road, approved February 17th, 1866, and by any and all acts passed to amend said acts or either of them.

§ 3. This act to be in force from its passage.

The question was then taken on the adoption of the amendment proposed by Mr. Blackburn to said bill on yesterday, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and George, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	Ishmael H. Smith,
M. T. Carpenter,	G. W. Reeves,	J. H. Wilkinson,
Henry George,	H. H. Skiles,	A. H. Willingham—10.
Sam. E. Hill,		

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	T. J. McElrath,
Albert S. Berry,	Clinton Griffith,	D. G. Mitchell,
Charles D. Foote,	George T. Halbert,	David R. Murray,
W. H. Frederick,	R. G. Hays,	John W. Rowlett,
John T. Gathright,	C. N. Lewis,	Jas. Shackleford—15.

Mr. Carpenter moved the following amendment to said bill, viz:

Provided, That all sections in the original charter, and amendments to the charter of said road, that provide for a submission to the vote of a county, or part of a county, a proposition to subscribe stock to the capital stock of said railroad company, are hereby repealed.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Samuel E. Hill,	H. H. Skiles,
James Blackburn,	P. P. Johnston,	Ishmael H. Smith,
J. H. Bruce,	R. I. McQuiddy,	J. H. Wilkinson,
M. T. Carpenter,	G. W. Reeves,	A. H. Willingham—13.
Henry George,		

Those who voted in the negative, were—

Albert S. Berry,	Clint. Griffith.	D. G. Mitchell,
Charles D. Foote,	George T. Halbert,	David R. Murray,
W. H. Frederick,	R. G. Hays,	John W. Rowlett,
John T. Gathright,	C. N. Lewis,	Jas. Shackleford—14.
C. W. Gilmore,	T. J. McElrath,	

Mr. Shackleford moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Gathright read and laid on the table the following joint resolution, viz:

WHEREAS, The General Assembly of the Commonwealth of Kentucky learns that President McCosh, of Princeton University, will be in Cincinnati this evening to attend the banquet of the Alumni; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That President McCosh, of Princeton University, be, and he is hereby, invited to address this General Assembly upon the subject of Education on Thursday evening, at eight o'clock, in the Hall of the House of Representatives.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Hill, from the Committee on Codes of Practice, to whom was referred leave to bring in a bill, entitled

A bill to amend section 81, Civil Code of Practice,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. George, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of W. W. Stinnett, late sheriff of Todd county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, W. W. Stinnett was sheriff of Todd county for the years 1875, 1876, 1877, and 1878, and a clear mistake was made in the settlement of his accounts with the Auditor, whereby he was charged and paid into the State Treasury the sum of $1,197 more than he actually collected for the State, as shown by the original assessor's books of that county; and whereas, more than two years have elapsed since said mistakes were made; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of $1,197 be, and the same is hereby, appropriated for the use and benefit of said W. W. Stinnett, late sheriff of Todd county, and the Auditor is directed to draw his warrant on the Treasurer for said sum, payable out of any moneys not otherwise appropiated.

§ 2. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were--

Cromwell Adair,	C. W. Gilmore,	D. G. Mitchell,
Albert S. Berry,	Clint. Griffith,	W. O. Mize,
Joseph Bertram,	George T. Halbert,	G. W. Reeves,
James Blackburn,	R. G. Hays,	John Walter Rowlett,
J. H. Bruce,	Samuel E. Hill,	Jas. Shackleford,
M. T. Carpenter,	Thomas Johnson,	H. H. Skiles,
Charles D. Foote,	P. P. Johnston,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson,
John T. Gathright,	T. J. McElrath,	A. H. Willingham--28.
Henry George,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to regulate the Code of Practice in civil cases.

Reported the same, with an expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to a third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was recommitted a bill, entitled

A bill to create and establish the superior court of Kentucky,

Reported the same without amendment.

Mr. Murray moved an amendment as a substitute for said bill.

Which was twice read and adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

An act to amend section 2, article 22, chapter 28, of the General Statutes.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act to amend section 705 of the Civil Code of Practice,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to a third reading, the opinion of the committee to the contrary notwitstanding, it was decided in the negative.

So said bill was disagreed to.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, which originated in the Senate, entitled

Resolution inviting President McCosh, of Princeton University, to address the General Assembly.

That they had passed a bill, which originated in the Senate, of the following title, viz:

An act to change the time of holding the election on removing the county seat of Ballard county from Blandville to Wickliffe.

Mr. Berry moved to withdraw from the House of Representatives the announcement of the passage by the Senate of a bill, entitled

An act to repeal an act, entitled "An act to incorporate the Newport Printing and Newspaper Company."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clint. Griffith,	D. G. Mitchell,
Albert S. Berry,	R. G. Hays,	W. O. Mize,
J. H. Bruce,	Thomas Johnson,	David R. Murray,
M. T. Carpenter,	C. N. Lewis,	G. W. Reeves,
W. H. Frederick,	T. J. McElrath,	A. H. Willingham—16.
C. W. Gilmore,		

Those who voted in the negative, were—

Joseph Bertram,	Henry George,	John W. Rowlett,
James Blackburn,	Geo. T. Halbert,	James Shackleford,
Attila Cox,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	R. I. McQuiddy,	J. H. Wilkinson—13.
John T. Gathright,		

Mr. Mize, from the Committee on Claims, reported a bill, entitled

A bill for the benefit of Thomas H. Caywood, of Fleming county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, There is hereby appropriated to Thomas H. Caywood, late sheriff of Fleming county, out of any money in the Treasury not otherwise appropriated, the sum of nine hundred and forty-four dollars and three cents, it being money collected by his predecessor, James V. Payne, on the State revenue, and not accounted for by him, and subsequently the same tax-bills were charged to the said Caywood, and by him paid to the State Auditor in his settlement with said Auditor. The Auditor is hereby directed to draw his order on the Treasurer in accordance herewith.

§ 2. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	T. J. McElrath,
Albert S. Berry,	C. W. Gilmore,	R. I. McQuiddy,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
James Blackburn,	R. G. Hays,	David R. Murray,
J. H. Bruce,	Sam. E. Hill,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
Attila Cox,	P. P. Johnston,	Ishmael H. Smith,
Charles D. Foote,	C. N. Lewis,	A. H. Willingham—25.
W. H. Frederick,		

In the negative—D. G. Mitchell—1.

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to define and secure the property rights of married women,

Together with the amendment heretofore proposed by Mr. Adair as a substitute for said bill.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That both husband and wife shall have, after marriage, the same rights over their property, real, personal, actual or contingent, money, bonds, and choses in action and stocks, which they had when unmarried, and, independently of each other's control, shall have full power to bequeath, give, or otherwise dispose of it.

§ 2. That a husband shall have no power over his wife's property, except with her consent, nor shall his authority be required by her for the valid exercise of her proprietary rights.

§ 3. That neither husband nor wife shall be allowed to bequeath or otherwise dispose of his or her property away from the survivor of the marriage; but such survivor shall be entitled to one third of same.

§ 4. That neither shall be liable for the debts, crimes, or torts of the other.

§ 5. That in succession to real and personal property, actual and contingent, money, bonds, stocks, choses in action, that mothers shall have equal rights with fathers to the property of their own children who die intestate.

§ 6. This act shall be in force from and after its passage, and all laws inconsistent herewith are hereby repealed.

Said proposed amendment reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, Amend section 1, article 2, of chapter 52 of the General Statutes, by striking out the words, "with power to rent the real estate for not more than three years at a time, and receive the rent."

§ 2. This act shall take effect from its passage.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Murray and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Joseph Bertram,	Henry George,	G. W. Reeves,
James Blackburn,	George T. Halbert,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	Jas. Shackleford,
M. T. Carpenter,	T. J. McElrath,	H. H. Skiles—16.
W. H. Frederick,		

Those who voted in the negative, were—

Albert S. Berry,	Thomas Johnson,	David R. Murray,
C. W. Gilmore,	C. N. Lewis,	Ishmael H. Smith,
Clinton Griffith,	D. G. Mitchell,	J. H. Wilkinson,
R. G. Hays,	W. O. Mize,	A. H. Willingham—13.
Samuel E. Hill,		

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	David R. Murray,
Joseph Bertram,	Clint. Griffith,	G. W. Reeves,
James Blackburn,	George T. Halbert,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	Jas. Shackleford,
M. T. Carpenter,	C. N. Lewis,	H. H. Skiles,
Charles D. Foote,	T. J. McElrath,	Ishmael H. Smith,
W. H. Frederick,	R. I. McQuiddy,	J. H. Wilkinson,
John T. Gathright,	W. O. Mize,	A. H. Willingham—25.
Henry George,		

Those who voted in the negative, were—

Albert S. Berry,	R. G. Hays,	D. G. Mitchell—5.
Attila Cox,	Sam. E. Hill,	

Resolved, That the title of said bill be amended so as to read,

An act to amend section 1, article 2, chapter 52, of the General Statutes.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to authorize the voters of Ballard county to vote on the question of the removal of the county seat, and providing for erection of court-house, and repealing former act on same subject.

An act authorizing the improvement of the Fountain Ferry road, in Jefferson county.

An act for the establishment of and to incorporate the Covington Protestant Children's Home.

Leave was granted to bring in the following bill, viz:

On motion of Mr. Hays—

A bill to amend chapter 62, General Statutes, title "Juries."

Ordered, That the Committee on Codes of Practice prepare and bring in the same.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Isenberg Brothers;

An act for the benefit of J. B. Plummer, late sheriff of Simpson county;

An act for the benefit of Alexander Deaton, late sheriff of Breathitt county;

An act for the benefit of Thos. H. Stevens, of Clark county;

An act to legalize the subscription of stock by the Anderson county court to the completion of the Lawrenceburg, Camdenville, and Mt. Eden Turnpike, No. 2;

An act to incorporate Fairview Cemetery, Washington county;

An act to incorporate the Owensboro and Buzzard Roost Gravel Road Company, of Daviess county;

An act to authorize the building of turnpike roads in Pendleton county;

An act to establish a graded school at Willisburg, in Washington county;

An act for the benefit of L. D. Combs, jailer of Perry county;

An act for the benefit of Allen Jones, late sheriff of Pulaski county;

An act to empower the judge of the Grayson county court to appoint a collector of the delinquent tithes in each of the justices' districts of said county, and prescribing the duties of said collectors;

An act to amend section 550 of an act, entitled "An act regulating practice in civil cases," approved March 20th, 1876;

An act to amend an act, entitled "An act to incorporate the Maysville and Big Sandy Railroad Company," approved December 18th, 1850, and various acts amendatory thereto;

An act for the benefit of W. W. Stinnett, late sheriff of Todd county;

And enrolled bills, which originated in the Senate, of the following titles, viz :

An act to amend section 10, article 17, of chapter 29, of the General Statutes;

An act to amend an act, entitled "An act to provide for the election and compensation of a Vice Chancellor of the Louisville chancery court, and define his duties in connection with said court and the Jefferson court of common pleas, and to provide a room and offices for his court," approved March 23d, 1872;

An act to amend the charter of the Dry Creek and Covington Turnpike Road Company;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

WEDNESDAY, APRIL 14, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to charter and incorporate a turnpike road leading from Lusby's Mills, in Owen county, to Corinth, in Grant county, to be known as the Lusby's Mills and Corinth Turnpike Road Company.

An act to incorporate the New Liberty and Dallasburg Turnpike Road Company, in Owen county.

An act to amend chapter 95, General Statutes, title "Salaries."

An act to amend section 435 of chapter 3, title 10, of the Civil Code of Practice, as to giving bond by legatees or distributees before receiving his legacy or distributable share.

An act for the benefit of the Shelbyville and Smithfield Turnpike Road Company.

An act to authorize the Auditor of Public Accounts to appoint collectors of the revenue under certain contingencies.

An act for the benefit of Wm. H. Hamilton, jr., of Pike county.

An act for the benefit of James P. Harris, jr., of Floyd county.

An act to authorize the sale of certain old iron, remnants of Green River Bridge at Rio, Hart county.

An act to close an alley in the town of Danville.

An act to incorporate the Lusby's Mills and Beech Branch Turnpike Road Company, in Owen county.

An act to incorporate the Bowling Green Fire and Marine Insurance Company.

An act for the benefit of Harvey Pidcock, of Todd county.

An act to incorporate the Keene and South Elkhorn Turnpike Road Company.

An act to authorize the Simpson county court to issue bonds for turnpike road purposes.

An act to amend the charter of the town of Grayson, Carter county.

An act to amend the charter of the Macpelah Cemetery Company.

An act for the benefit of the holders of certain mortgage bonds issued by the Louisville, Cincinnati and Lexington Railroad Company.

An act to incorporate Archer, Mancourt and Company, and authorize them to do business in lumber and mining on Cumberland river.

An act to establish a system of common schools in Smith's Mills district, in Henderson county.

An act to incorporate the Bagdad, Jacksonville, and Benson Turnpike Company.

An act to change the county line between the counties of Lincoln and Casey.

An act to extend the limits of the town of Versailles, in Woodford county.

An act to authorize and empower precinct No. 3 (Livermore), McLean county, to compromise and fund its bonded debt.

An act to incorporate the town of West Louisville, in Daviess county.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, of the following title, viz:

An act to repeal all acts and parts of acts so far as the same authorize the county of Fayette hereafter to subscribe stock in railroad companies.

That they had disagreed to bills which originated in the Senate, of the following titles, viz:

An act to regulate proceedings in the Kenton quarterly court.

An act to repeal an act, entitled "An act prescribing an oath to be taken by all officers appointed or elected," approved March 20th, 1876.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Supreme Lodge of Independent Order of Workingmen.

An act for the benefit of the Eminence and Clear Creek Turnpike Road Company.

An act authorizing the appointment of commissioners to ascertain and re-mark the line between the counties of Woodford and Jessamine.

An act directing the clerks of the Kenton county court to make a cross-index to certain record books in said court.

An act to incorporate the Glasgow and Fountain Run Turnpike Road Company.

An act to prescribe the pay of justices of the peace in the counties of Woodford, Jessamine, Scott, and Fayette.

With an amendment to the last named bill.

Which was taken up, twice read, and concurred in.

That they had passed bills of the following titles, viz:

1. An act to incorporate the town of Central Covington, Kenton county.

2. An act to amend an act, approved February 21st, 1880, and entitled "An act regulating the city court of Louisville, and the remuneration of its officers."

3. An act to close up and discontinue Curran street, between Fourth and Fifth streets, in the city of Louisville.

4. An act to charter the Knights of Honor Mutual Aid Association.

5. An act to incorporate the Commonwealth Fire and Marine Insurance Company.

6. An act to amend the present charter of the Pleasureville, Bethlehem, and Kentucky River Turnpike Company, in Henry county.

7. An act requiring the county surveyor of Kenton county to establish a meridian line.

8. An act to give the consent of the State of Kentucky to the acquisition by the United States of lands within said State for the purpose of constructing a canal around the falls of the Cumberland river, and ceding jurisdiction over the same.

9. An act to authorize the city collector of Lexington to sell real estate for the payment of city taxes.

10. An act to declare the Middle Fork of Little Sandy river, and other streams of said river, navigable streams.

11. An act to amend the charter of the city of Maysville.

12. An act for the benefit of Mrs. Eliza A. Snell, of Scott county.

13. An act to extend the limits of the city of Frankfort.

14. An act to amend subsection 1, of section 263, of the Code of Practice in criminal cases.

15. An act to amend section 15 of the charter of the Farmers' Bank of Kentucky.

16. An act for the protection of passengers and others on railroad engines and cars in this State.

11. An act taxing pistols, bowie and dirk knives, colts, slung-shots, and metallic pistol cartridges, and requiring license to sell the same.

18. An act to provide that certain Mutual Benefit and Co-operative Life Associations shall make returns, such as are necessary to a proper exhibit of their business and standing.

19. An act to provide that certain Mutual and Co-operative Fire Associations shall make returns, such as are necessary to a proper exhibit of their business and standing.

20. An act to amend the general insurance laws of this State.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 7th, 9th, and 14th to the Committee on Codes of Practice; the 2d to the Committee on Courts of Justice; the 3d and 17th to the Committee on Finance; the 4th, 5th, 15th, 18th, 19th, and 20th to the Committee on Banks and Insurance; the 6th to the Committee on Internal Improvement; the 10th, 11th, 12th, and 13th to the Committee on Propositions and Grievances; the 16th to the Committee on Railroads, and the 8th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Willingham moved the following resolution, viz:

Resolved, That Hon. James B. Beck, our able and efficient representative in the Senate of the United States, be extended the courtesies of this chamber, and invited to a seat upon the floor.

Which was adopted.

Mr. Frederick moved the following resolution, viz:

Resolved, That after this date the Senate will meet at 9, A. M., and continue in session until 1, P. M., and meet at 3, P. M., and continue in session until 6, P. M. each day.

Which, under the rule, lies over one day.

Mr. Adair moved to reconsider the vote by which the Senate had, on yesterday, authorized Mr. Berry to withdraw from the House of Representatives the announcement of their passage of a bill, which originated in the Senate, entitled

An act to incorporate the Newport Printing and Newspaper Company.

And the question being taken thereon, it was decided in the affirmative.

Mr. Berry handed said bill in at the Clerk's desk.

Mr. Blackburn then moved that the Clerk be directed to report back to the House of Representatives the passage of said bill.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Griffith, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	John Walter Rowlett,
Joseph Bertram,	Henry George,	Jas. Shackleford,
James Blackburn,	George T. Halbert,	H. H. Skiles,
J. H. Bruce,	Alex. B. Montgomery,	J. H. Wilkinson,
Charles D. Foote,	David R. Murray,	A. H. Willingham—17.
W. H. Frederick,	G. W. Reeves,	

Those who voted in the negative, were—

Albert S. Berry,	R. G. Hays,	C. N. Lewis,
C. W. Gilmore,	Samuel E. Hill,	T. J McElrath,
Clint. Griffith,	Thomas Johnson,	W. O. Mize—9.

Mr. Skiles moved to suspend the rules in order to allow the Committee on the Judiciary to report a resolution fixing the 26th inst. as the day for final adjournment of the present General Assembly.

And the question being taken thereon, it was decided in the negative.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Ridley Morgan, of Marshall county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to a third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Hays then moved to reconsider the vote by which the Senate had disagreed to the passage of said bill.

Which motion was simply entered.

Mr. Bruce moved to suspend the rules in order to take up for consideration the resolution proposed by Mr. Frederick this morning.

And the question being taken thereon, it was decided in the negative, not having received a two-thirds majority.

The yeas and nays being required thereon by Messrs. Berry and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

J. H. Bruce,	C. N. Lewis,	G. W. Reeves,
W. H. Frederick,	T. J. McElrath,	John W. Rowlett,
Henry George,	W. O. Mize,	Jas. Shackleford,
George T. Halbert,	A. B. Montgomery,	H. H. Skiles,
Samuel E. Hill,	David R. Murray,	A. H. Willingham—16.
Thomas Johnson,		

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	R. G. Hays,
Albert S. Berry,	Charles D. Foote,	P. P. Johnston,
James Blackburn,	C. W. Gilmore,	J. H. Wilkinson—11.
M. T. Carpenter,	Clint. Griffith,	

Mr. Bruce, from the Committee on Charitable Institutions, reported a bill, entitled

A bill to amend an act, entitled "An act to re-establish the Institution for the Education and Training of Feeble-minded Children," approved February 23d, 1874.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to re-establish the Institution for the Education and Training of Feeble-minded Children," approved February

23, 1874, be, and is hereby, so amended that the office of assistant physician is abolished, and hereafter the medical superintendent shall discharge the duties heretofore performed by said assistant physician.

§ 2. That no commissioner nor other officer shall sell anything to the institution, nor make with them any contracts in which he is directly or indirectly interested.

§ 3. That the steward, by direction of the medical superintendent, shall purchase and furnish to the institution all needed supplies of every description, and shall consult him as to the character, quantity, and quality of all such supplies. They shall be bought where they can be bought cheapest, due regard being paid to quality as well as price.

§ 4. This act shall take effect from its passage.

Mr. Foote moved to amend said bill by adding thereto the following amendment:

Provided, That the per capita pay shall not exceed $150, including all appropriations.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Frederick, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	George T. Halbert,	W. O. Mize,
Charles D. Foote,	Thomas Johnson,	G. W. Reeves,
W. H. Frederick,	C. N. Lewis,	A. H. Willingham—10.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	A. B. Montgomery,
James Blackburn,	Clinton Griffith,	John W. Rowlett,
J. H. Bruce,	R. G. Hays,	Jas. Shackleford,
M. T. Carpenter,	Sam. E. Hill,	H. H. Skiles,
Attila Cox,	P. P. Johnston,	J. H. Wilkinson—16.
John T. Gathright,		

Mr. Foote then moved to amend said bill by adding thereto the following:

Provided, That all children which are so near idiots as to be beyond successful treatment, shall be returned to their homes or counties from which they are sent.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Gilmore, were as follows, viz:

Those who voted in the affirmative, were—

M. T. Carpenter,	Geo. T. Halbert,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	A. H. Willingham—7.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	W. O. Mize,
Joseph Bertram,	Henry George,	A. B. Montgomery,
James Blackburn,	Clint. Griffith,	David R. Murray,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
Attila Cox,	Sam. E. Hill,	Jas. Shackleford—17.
W. H. Frederick,	P. P. Johnston,	

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Dry Creek and Covington Turnpike Road Company.

An act to amend an act, entitled "An act to provide for the election and compensation of a Vice Chancellor of the Louisville chancery court, and define his duties in connection with said court and the Jefferson court of common pleas, and to provide a room and offices for his court," approved March 26, 1872.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Bertram, from the Committee on General Statutes—

An act to amend an act, entitled "An act to incorporate the town of Bedford, in Trimble county, and for other purposes," approved March 5th, 1850.

By same—

An act to incorporate the Persimmon Grove and Pendleton Line Turnpike Company.

By Mr. Adair, from same committee—

An act to amend and reduce into one an act to incorporate Tunnel City, in Lincoln county.

By Mr. Hays, from the Committee on Finance—

An act to provide for the collection of taxes in McCracken county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Georgetown, Oxford, and Leesburg Turnpike Company.

By same—

An act to amend an act, entitled "An act to charter the Payne's Depot and Mt. Vernon Turnpike Road Company," approved March 16th, 1870.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Blackburn, from the Committee on Charitable Institutions, reported a bill, entitled

A bill in relation to the lunatic asylums of the State.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the superintendents of the several lunatic asylums of the State shall, after this act takes effect, each receive, in lieu of household and kitchen furniture, and all other perquisites heretofore furnished them at the expense of the State, five hundred dollars per annum in addition to their present salaries; and all furniture and other property owned by the State, which has been used by them for private purposes, shall be turned over to the commissioners of said institutions, who shall have the same used or disposed of according to law.

§ 2. The stewards of said institutions shall each receive twelve hundred dollars per annum for their services and unfurnished quarters for themselves and families in or near their respective institutions, and they shall in no manner receive or have the use of anything of value owned by the State in addition thereto, for private purposes, nor shall they derive any other or further profit, either directly or indirectly, from their offices or official transactions.

§ 3. Nothing in this act shall be construed to prevent the said officers or the commissioners of said institutions from taking their meals in the asylums at the expense of the State, when it best suits the conveniences of business for them to do so.

§ 4. This act shall take effect and be in force from and after May, 1880.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	A. B. Montgomery,
Albert S. Berry,	Henry George,	David R. Murray,
James Blackburn,	Clint. Griffith,	G. W. Reeves,
J. H. Bruce,	R. G. Hays,	John Walter Rowlett,
M. T. Carpenter,	Samuel E. Hill,	Jas. Shackleford,
A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Attila Cox,	T. J. McElrath,	A. H. Willingham—23.
W. H. Frederick,	W. O. Mize,	

Those who voted in the negative, were—

Joseph Bertram,	C. W. Gilmore,	J. H. Wilkinson—5.
Charles D. Foote,	C. N. Lewis,	

Resolved, That the title of said bill be as aforesaid.

Mr. Gathright, from the Committee on Charitable Institutions, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the Central Lunatic Asylum at Anchorage,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That there is hereby appropriated, out of the general revenue of the State, thirty-eight thousand six hundred and fifty dollars, or so much thereof as may be necessary, for the Central Lunatic Asylum at Anchorage, to make the following improvements for the use and benefit of said institution, viz:

For one additional building for the confinement and comfort of patients, to cost not exceeding - - - - -	$15,000 00
For other fencing on the farm, not exceeding - - -	500 00
For furniture, including bedding, carpets, &c., not exceeding - - - - - - - - - - - -	1,000 00
For roofing the farm-house, not exceeding - - -	150 00
For deficit in cost of constructing reservoir, - - - -	5,500 00
For cost of machinery, pipes, &c., not exceeding - -	6,500 00
For purchase of land and utilizing spring water thereon, not exceeding - - - - - - - - - -	10,000 00
Total, - - - - - - - - - - -	$38,650 00

§ 2. The commissioners of said asylum are hereby authorized to cause to be made the improvements herein provided for, and they are authorized to contract, in writing, with all persons who undertake such work, or who undertake to furnish such materials as are herein provided for. The said commissioners may make private contracts for the services or materials aforesaid, at the lowest and best terms upon which such services and materials can be procured, or they may advertise for sealed proposals for such contracts, as they deem advisable. They may pur-

chase land to the value of $10,000, and in such purchase are not authorized to pay any more than a reasonable amount for any portion of land, and shall not purchase any land unless, upon proper examination, the title thereto is good and valid in law, and can be promptly conveyed by the vendors for the benefit of said asylum: *Provided*, That so much of the land purchased under this act as is not essential for the procurement of an adequate supply of water shall be resold by the commissioners whenever they can obtain a fair price for the same; or they may, in their discretion, sell a portion of the land now held and retain the other, or sell a portion of each, so that the increased quantity of land under this act to be held by said asylum shall not exceed thirty acres. The proceeds of land thus sold to be paid into the State Treasury. And they may use so much of said $10,000 as shall not be required for purchasing land to utilize the water of any spring on such land for the benefit of said asylum.

§ 3. The said commissioners shall, in all respects, guard the interests of the State by their personal supervision of all the improvements contemplated, and shall take from every contractor a bond stipulating the faithful, efficient, and prompt performance of his contract, and require of such contractor good and sufficient surety thereon, to hold the Commonwealth of Kentucky harmless in case of any violation of said contract. Said contractor shall execute such bond, and give the required surety before beginning to comply with such contract, and said bond shall be made to and with the Commonwealth of Kentucky, for the use and benefit of the Central Lunatic Asylum, and may be sued upon at any time in any court of competent jurisdiction by the commissioners, in the name of the Commonwealth for such use, to recover any damage resulting from any such violation.

§ 4. In the event that any or all of the funds hereby appropriated are not necessary to obtain the improvements, property, labor, &c., provided for herein, such funds shall not be used for any other or different purpose by the commissioners, but shall remain in the Treasury.

§ 5. Nothing in this act shall be construed to authorize the commissioners of said asylum to draw any amount of the appropriation herein made, except upon the drafts of the commissioners for the purpose of complying with their contracts after due fulfillment by the contracting parties who undertake to make said improvements, do said labor, furnish said property, and convey said land, &c.; and said commissioners may pay not exceeding eighty per cent. of the amount to be paid the builder of said building, before the same is completed according to the contract and received by the commissioners; and said funds shall remain in the State Treasury subject to these limitations.

§ 6. It shall be the duty of the commissioners of the said asylum to settle their accounts with the Auditor of Public Accounts within three months after they draw any portion of the appropriation herein made, and they shall present and file with the Auditor proper vouchers for each and every item of expenditure of said funds, and he shall give credit for no item not so proven.

§ 7. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	P. P. Johnston,
Albert S. Berry,	John T. Gathright,	T. J. McElrath,
James Blackburn,	C. W. Gilmore,	A. B. Montgomery,
J. H. Bruce,	Clinton Griffith,	David R. Murray,
M. T. Carpenter,	Geo. T Halbert,	G. W. Reeves,
A. R. Clarke,	R. G. Hays,	James Shackleford,
Attila Cox,	Sam. E. Hill,	H. H. Skiles—22.
Chas. D. Foote,		

Those who voted in the negative were—

Henry George,	C. N. Lewis,	J. H. Wilkinson,
Thomas Johnson,	W. O. Mize,	A. H. Willingham—6.

Resolved, That the title of said bill be as aforesaid.

Mr. Murray, from the Committee on Courts of Justice, reported a bill, entitled

A bill to regulate the time of holding the quarterly courts in Garrard county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Blackburn, from the Committee on Charitable Institutions, reported a bill, entitled

A bill to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876, and the acts amendatory thereof.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876, and the acts amendatory thereof, be amended as follows: The president of the board of commissioners and the superintendent of each of the lunatic asylums shall, in addition to the facts now

required by section 21 of said act, approved March 20th, 1876, and the acts amendatory thereto, to be certified every three months to the Auditor of Public Accounts; also in the same manner and at the same time, certify the number of idiots, epileptic, imbecile, and harmless incurable lunatics in their respective asylums that they have the right under the law to return to the counties of their residence or whence they came; and the Auditor shall not draw his warrant on the State Treasury in behalf of any asylum for any sum for the support of any patient reported as aforesaid. And said asylum, in the way prescribed by law, shall, as soon as may be, send each paying patient of the aforesaid class to the counties of their residence or whence they came.

§ 2. The capacity of each of said institutions shall be reported by the board of commissioners to the Governor, who shall, in his discretion, order patients to be transferred from one asylum to the other, to prevent any one of the asylums from becoming more crowded than another.

§ 3. This act shall take effect and be in force from and after its passage.

Mr. Gilmore moved to amend said bill by adding thereto the following, viz:

The several counties shall provide for the lunatics and pauper idiots, deaf and dumb and blind therein.

The question was then taken on the adoption of said amendment, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gilmore and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	R. G. Hays,	A. B. Montgomery,
Joseph Bertram,	C. N. Lewis,	J. H. Wilkinson,
Charles D. Foote,	T. J. McElrath,	A. H. Willingham—11.
C. W. Gilmore,	W. O. Mize,	

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	P. P. Johnston,
James Blackburn,	W. H. Frederick,	G. W. Reeves,
J. H. Bruce,	John T. Gathright,	John W. Rowlett,
M. T. Carpenter,	Henry George,	James Shackleford,
A. R. Clarke,	Samuel E. Hill,	H. H. Skiles—15.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Clarksville and Princeton Railroad Company;

An act to provide for the transfer of civil suits at law or in equity, motions, and special proceedings in civil matters in the circuit courts of McCracken, Ballard, and Hickman, to the common pleas courts of the counties of McCracken, Ballard, and Hickman;

An act to incorporate the Cornishville and Sharpsville Turnpike Road Company;

An act to organize and establish a system of public graded schools in Carlisle, Nicholas county;

An act for the benefit of A. B. Patrick;

An act for the benefit of G. and C. Shindler, of Washington county;

An act to incorporate the Excelsior Male and Female Collegiate Institution;

Resolution raising a joint committee to investigate frauds on the Treasury;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to prohibit the introduction or working of convicts from other States within the limits of this State;

An act for the benefit of inferior courts of Garrard county;

An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts therein;

An act to authorize the county court of Pendleton county to borrow money to aid in building turnpike roads, and to issue bonds therefor;

An act for the benefit of Greenup Nickell, of Rowan county;

An act to amend an act, entitled "An act to amend the charter of the town of Elizabethtown," approved March 18th, 1876;

An act to incorporate the Elizabethtown and Hodgenville Telephone Company;

An act for the benefit of Henry Fields, late sheriff of Perry county;

An act to prevent obstructions in Little and Big Greasy creeks, in Hopkins county;

An act for the benefit of Moses Davis, of Garrard county;

An act for the benefit of J. H. Taylor, S. M. Dean, David Morton, and Henry Herr;

An act for the benefit of Lewis E. Schooler, of Hart county;

An act to amend the charter of the Louisville and Taylorsville Turnpike Road Company;

Resolution inviting President McCosh, of Princeton University, to address the General Assembly;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

The hour of 11 o'clock and 45 minutes having arrived, the Senate, according to order, took up for consideration a bill, entitled

A bill to revise the common school laws.

On motion of Mr. George, the Senate resolved itself into a Committee of the Whole, the Speaker retiring from, and Mr. Murray being called to, the Chair, the subject-matter under consideration being a bill, entitled

A bill to revise the common school laws.

And after a time spent in the consideration thereof, discussion being had thereon, the Committee arose, the Speaker resumed the Chair, and Mr. Murray, the Chairman of the Committee, reported that the Committee had had under consideration a bill, entitled

A bill to revise the common school laws,

But not being able to arrive at any conclusion thereon, had directed him to report the bill back to the Senate, without an expression of opinion.

Mr. Skiles moved an amendment to section 8, article 1, of said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Rowlett moved to postpone the consideration of said bill indefinitely.

And the question being taken thereon, it was decided in the negative.

Mr. Blackburn then moved an amendment to the 9th section of the 1st article of said bill.

Which was twice read and adopted.

Mr. Carpenter moved an amendment to section 2 of article 2 of said bill.

Mr. Rowlett moved an amendment as a substitute for said proposed amendment.

Pending the consideration of which, Mr. Bruce moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

THURSDAY, APRIL 15, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend section 550 of an act, entitled "An act regulating practice in civil cases," approved March 20th, 1876.

An act to empower the judge of the Grayson county court to appoint a collector of the delinquent tithes in each of the justices' districts of said county, and prescribing the duties of said collectors.

An act to legalize the subscription of stock by the Anderson county court to the completion of the Lawrenceburg, Camdenville, and Mt. Eden Turnpike, No. 2.

An act for the benefit of Isenberg Brothers.

An act for the benefit of Alexander Deaton, late sheriff of Breathitt county.

An act for the benefit of Thos. H. Stevens, of Clark county.

An act for the benefit of Allen Jones, late sheriff of Pulaski county.

An act to incorporate the Owensboro and Buzzard Roost Gravel Road Company, of Daviess county.

An act for the benefit of W. W. Stinnett, late sheriff of Todd county.

An act for the benefit of J. B. Plummer, late sheriff of Simpson county.

An act to incorporate Fairview Cemetery, Washington county.

An act to authorize the building of turnpike roads in Pendleton county.

An act to establish a graded school at Willisburg, in Washington county.

An act for the benefit of L. D. Combs, jailer of Perry county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to prevent fraud in the manufacture and sale of commercial fertilizers in this Commonwealth.

An act to incorporate the Kentucky Steam Heating and Electric Lighting Company.

An act to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General Statutes," approved January 24th, 1880.

An act to amend section 4, chapter 110, title "Turnpike, Gravel, and Plank Roads," General Statutes.

That they had passed bills of the following titles, viz:

1. An act to further regulate the retail traffic in spirituous, vinous, and malt liquors, and nostrums used as a beverage.

2. An act regulating the summoning of jurors, and prescribing a penalty upon persons soliciting service as jurors.

3. An act to legalize certain settlements made by sheriffs and collectors of taxes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Religion and Morals, and the 2d and 3d to the Committee on the Judiciary.

Mr. Reeves moved to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act for the benefit of the Central Lunatic Asylum at Anchorage.

Which motion was simply entered.

The following petition was presented, viz:

By Mr. Halbert—

The petition of sundry citizens of Greenup, praying the passage of a bill to repeal an act to amend the act of incorporation of the town of Greenup, Kentucky, &c., approved February 28th, 1880.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Skiles moved to suspend the rules in order to allow him to report, from the Committee on the Judiciary, a resolution from the House of Representatives fixing a day for the final adjournment of this General Assembly.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Skiles and George, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Henry George,	David R. Murray,
J. H. Bruce,	George T. Halbert,	G. W. Reeves,
Attila Cox,	W. O. Mize,	John W. Rowlett,
W. H. Frederick,	A. B. Montgomery,	H. H. Skiles—12.

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	C. N. Lewis,
Albert S. Berry,	Clinton Griffith,	T. J. McElrath,
James Blackburn,	R. G. Hays,	Jas. Shackleford,
M. T. Carpenter,	Thomas Johnson,	J. H. Wilkinson,
Charles D. Foote,	P. P. Johnston,	A. H. Willingham—16.
John T. Gathright,		

Mr. Blackburn, from the Committee on the Sinking Fund, reported a bill, entitled

A bill requiring certain legal advertising in Pendleton county to be inserted in any paper in general circulation published in Kenton county.

Which bill was read the first time, and ordered to read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Blackburn asked leave to withdraw from the House of Representatives the announcement of the passage by the Senate of a bill, entitled

An act to amend an act, entitled "An act to incorporate the town of Midway, in Woodford county," approved February 17th, 1846.

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Mr. Foote, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the homeless and friendless of the city of Covington,

Reported the same without amendment.

The question was then taken on ordering said bill to a third reading, and it was decided in the negative.

So said bill was disagreed to.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate the town of Central Covington, Kenton county,

Reported the same without amendment.

Mr. Berry moved an amendment to said bill.

Which was twice read and adopted.

Mr. Shackleford moved an amendment to said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Berry moved a second amendment to said bill.

And the question being taken on the adoption of said amendment, it was decided in the negative.

Pending the further consideration of said bill, in consequence of the sudden illness and subsequent death of Col. J. W. South, Lessee and Keeper of the Penitentiary, which occurred in the Senate Chamber, Mr. Blackburn moved that the Senate do now adjourn.

Which motion was adopted.

And then the Senate adjourned.

FRIDAY, APRIL 16, 1880.

Mr. Blackburn read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the commissioners of the Western Lunatic Asylum at Hopkinsville be authorized to use so much of the surplus money now in their hands (for the benefit of said asylum) as may be necessary, in their judgment, to repair the damage done to said asylum by the storm of last night.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up twice read, and adopted.

Mr. Foote moved to reconsider the vote by which the Senate had, on yesterday, disagreed to a bill, which originated in the House of Representatives, entitled

An act for the benefit of the homeless and friendless of the city of Covington.

Which motion was simply entered.

On motion of Mr. Hays, leave of absence, indefinitely, was granted Mr. Marcum, Sergeant-at-Arms.

Mr. Murray moved the following resolution, viz:

Resolved, That in respect to the memory of Jere W. South, a distinguished citizen and officer of this Commonwealth, who died on yesterday, the Senate do adjourn until Monday next, at 9 o'clock, A. M., and that the Senate attend his funeral in a body this afternoon.

Which was twice read and adopted.

And then the Senate adjourned until Monday morning, at 9 o'clock.

MONDAY, APRIL 19, 1880.

A message was received from the House of Representatives, announcing that they had concurred in amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to charter the Payne's Depot and Mt. Vernon Turnpike Road Company," approved March 16th, 1870.

An act to prevent persons other than passengers and employes of railroads from getting on and off trains or engines whilst in motion.

An act to incorporate the town of Nevada, in Mercer county.

An act to incorporate the Louisville, Cloverport and Western Railway Company.

An act to amend the charter of the Georgetown, Oxford, and Leesburg Turnpike Company.

That they had passed bills and adopted a resolution, which originated in the Senate, of the following titles, viz:

An act to incorporate the Mt. Sterling, Campton, and Southeastern Railroad Company.

An act to incorporate Mizpeh Lodge, No. 507, Free and Accepted Masons, of Wolfe county.

An act to amend an act to amend and reduce into one the acts relating to the town of Uniontown," approved March 16, 1869.

An act to incorporate Ascension Church, Mt. Sterling.

An act to incorporate the Bessemer Coal and Iron Company.

An act to amend an act, entitled "An act to charter the Spring Station and Midway Turnpike Company," approved March 15, 1869.

An act to amend and extend an act, entitled "An act to incorporate the Midway and Craig's Mill Turnpike Road Company."

An act prescribing the qualifications of common school commissioners, and regulating the course of study in the common schools of Logan, Simpson, and Todd counties.

An act to prohibit the sale of spirituous, vinous, and malt liquors in school district No. 25, in Graves county, and providing for taking a vote on that question.

An act authorizing the purchase of grounds for Federal buildings in the city of Louisville, and ceding to the United States jurisdiction over same.

An act to amend chapter 56 of the General Statutes, entitled "Incorporated Companies."

An act for the benefit of Roxana Hughes.

An act concerning the Northern Bank of Kentucky.

An act to prevent the sale of spirituous, vinous, or malt liquors, or any mixture thereof, in any quantities, within two miles of Monroe Meeting-house, in Hart county.

An act to incorporate the North Kentucky Fire Insurance Company.

Resolution in reference to the Western Lunatic Asylum.

That they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to incorporate the Citizens' Gas-light Company, of Louisville," approved 21st March, 1872.

2. An act supplemental to, and amendatory of, an act, entitled "An act to re-enact and amend an act, entitled 'An act to authorize the people of Henry county to vote a tax for the purpose of aiding companies in the building of turnpike roads in said county,' approved March 9, 1869, and the acts amendatory thereto, to which this is an amendment," being approved March, 1880.

3. An act to regulate the advertising of real estate and personal property under execution sales, sales under decrees or judgments, and sales of real estate for State and county taxes in Boyd county, and fixing the compensation therefor.

4. An act limiting the jurisdiction of the police judge and town marshal of the town of Pikeville, Pike county, within the corporate limits of said town.

5. An act for the benefit of certain turnpike roads of Shelby county.

6. An act to legalize the proceedings of the Breathitt county court of claims at its November term, 1879.

7. An act for the benefit of common school district No. 88, in Owen county.

8. An act for the benefit of school district No. 32, in Owen county.

9. An act to amend section 52 of an act, entitled "An act regulating practice in civil cases," approved March 20th, 1876.

10. An act to authorize the sheriff or any collector of taxes, and the several constables of Henderson county, to collect the delinquent

State revenue and county levies for the years 1875, 1876, 1877, and 1878.

11. An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Glasgow.

12. An act to close an alley and extend Hill street in the town of London, Laurel county.

13. An act authorizing Simpson county court to impose an extra tax for road improvements.

15. An act to amend an act, entitled "An act amending and reducing into one the several acts relating to the town of Scottsville," approved February 28th, 1860.

15. An act to authorize the city of Frankfort to purchase the stock, franchises, privileges, and immunities of the Frankfort Bridge Company, and the said company to sell the same.

16. An act to authorize the judge of the Edmonson county court to sign certain orders of said court.

17. An act to incorporate the Dugansville and Forsyth's Mill Turnpike Road Company, in Mercer county.

18. An act to provide for the religious instruction of the inmates of the charitable and other institutions of the State of Kentucky, sustained in whole or in part out of the Treasury of the State, or by a system of general taxation.

19. An act to incorporate the Louisville and Burksville Oil, Mining, and Transportation Company.

20. An act to amend an act, entitled "An act to incorporate the St. James, late Shelby College, in Shelby county," approved March 10th, 1871.

21. An act to repeal so much of an act, entitled "An act to regulate the advertising of real estate under execution, sales for State and county taxes, sales under decrees or judgments, and to regulate compensation therefor," approved April 9th, 1878, as applies to the county of McCracken.

22. An act incorporating the Frenchburg Deposit Bank.

23. An act to extend the corporate limits of the town of Salyersville, Magoffin county.

24. An act to incorporate the Mountain Railroad Company.

25. An act to enable the court of claims of Shelby county to issue and sell bonds to pay off so much of the county levy and indebtedness of said county as is bearing ten per cent. interest.

26. An act to prohibit the sale of spirituous, vinous, or malt liquors at or within two miles of Millwood Seminary, in district No. 52, Logan county.

27. An act to amend the charter of the Shelby Railroad.

28. An act to amend the charter of the Cumberland and Ohio Railroad.

29. An act authorizing the court of claims of Pike county to cause the delinquent list of said county to be sold at public outcry.

30. An act to authorize E. C. Hendrick to take depositions by stenography in McCracken county.

31. An act authorizing the court of claims of Pike county to make an allowance to the sheriff of said county, not exceeding one hundred dollars, for waiting on the courts of said county.

32. An act to enable John F. Davis, clerk of the Shelby county court, to correct and perfect certain certificates to deeds and mortgages, the acknowledgments to which were taken by deputy.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 3d, 4th, 6th, 10th, 11th, 12th, 13th, 14th, 15th, 19th, 23d, and 32d to the Committee on General Statutes; the 2d and 17th to the Committee on Internal Improvement; the 5th, 20th, 25th, 27th, 28th, 29th, and 31st to the Committee on Courts of Justice; the 7th and 8th to the Committee on Education; the 9th and 30th to the Committee on Codes of Practice; the 18th and 26th to the Committee on Religion and Morals; the 24th to the Committee on Railroads; the 22d to the Committee on Banks and Insurance, and the 16th and 21st were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, asking leave to withdraw their announcement of their passage of a bill, entitled

An act to amend an act, entitled "An act to incorporate the Louisville, Henderson and Paducah Railroad Company," approved March 15th, 1869.

Which was granted, and the bill delivered to the messenger.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend an act to incorporate the South Louisville and Pleasure Ridge Turnpike Road Company, of Jefferson county," approved February 14, 1878.

By Mr. Adair, from the Committee on General Statutes—

An act to amend section 2, article 4, chapter 62, of the General Statutes.

By Mr. Murray, from the Committee on Courts of Justice—

An act to amend an act, entitled "An act to reduce into one the acts concerning the town of Barbourville, in Knox county."

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to authorize the Lawrence county court to levy an additional tax for road and bridge purposes, and for public improvements," approved February 23, 1876.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of A. H. Hogan, late sheriff of Boyd county.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to amend the charter of the National Mutual Benefit Association, approved April 6, 1878.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to authorize the city collector of Lexington to sell real estate for the payment of city taxes.

By Mr. Mize, from the Committee on Propositions and Grievances—

An act to change the boundary line of the town limits of Beattyville.

By Mr. Carpenter, from the Committee on General Statutes—

An act to authorize the Henry county court to issue bonds, bearing interest at the rate of six per centum per annum, to sell said bonds, and apply the proceeds to the payment of other bonds of Henry county now outstanding, which were issued for cost of courthouse construction, and to provide for the payment of the new bonds.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Cane Run and Harrod's Run Turnpike Road Company, in Mercer county.

By Mr. McQuiddy, from the Committee on Library and Public Offices and Buildings—

An act to amend the charter of the town of Harrodsburg, Mercer county.

By Mr. Blackburn, from the Committee on Propositions and Grievances—

An act to repeal an act, entitled "An act for the protection of sheep in McLean county," approved March 20th, 1876.

By Mr. Bertram, from the Committee on Education—

An act for the benefit of school district No. 29, in Nicholas county.

By Mr. Mize, from the Committee on Propositions and Grievances—

An act to incorporate the town of Flemingsburg, in Fleming county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to authorize the county court of Edmonson county to levy an ad valorem tax to pay off the present indebtedness of said county.

By Mr. Adair, from the Committee on General Statutes—

An act to amend an act, entitled "An act to amend section 10, article 2, chapter 27, of General Statutes," approved March 7th, 1876.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Griffith, from the Committee on Banks and Insurance—

A bill to amend an act, entitled "An act to re-district the State into judicial districts," approved April 15th, 1880.

By Mr. Clarke, from the Committee on General Statutes—

A bill to enable the commissioners of the sinking fund of Bracken county to settle and compromise with Eginhart Daum, jr., late sheriff of Bracken county, and with his sureties on his official bond for the years 1875 and 1876.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill in relation to the Butler Seminary at Morgantown, Kentucky.

By same—

A bill to amend and reduce into one the several acts relating to the town of South Carrollton, in Muhlenburg county.

By Mr. Griffith, from the Committee on Railroads—

A bill to incorporate the Louisville and Jeffersonville Bridge Company.

By Mr. Bruce, from same committee—

A bill to incorporate the Louisville, Lawrenceburg and Harrodsburg Railroad Company.

By Mr. Blackburn, from the Committee on Propositions and Grievances—

A bill to amend an act incorporating the town of London, Kentucky, authorizing the county judge to act as chairman of the board of trustees.

By Mr. Mize, from same committee—

A bill for the benefit of T. J. Glenn, clerk of the Nicholas circuit court.

By Mr. Mize, from the Committee on Claims—

A bill for the benefit of Daniel M. Hager, of Magoffin county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

State of Kentucky, Executive Department,
Frankfort, April 19, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

John Woodsmall, Jefferson county.
Chas. G. Wallace, Kenton county.
James B. Cocke, Jefferson county.
W. J. Smith, Marion county.
John Stites, Jefferson county.
David H. French, Oldham county.
Jas. D. Jones, Carter county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill which originated in the Senate, entitled

An act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments."

And the question being taken on concurring in the adoption of said amendment, it was decided in the negative.

Mr. Skiles then moved that a committee of conference be appointed to take into consideration the disagreement between the two Houses in regard to said bill.

Which motion was adopted.

Whereupon the Speaker appointed Messrs. Skiles and Blackburn said committee.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act prescribing a reward to persons securing the arrest and conviction of persons guilty of horse or mule-stealing in this Commonwealth,

Reported the same without amendment.

Mr. Berry moved an amendment to said bill.

Which was rejected.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any person shall arrest, or directly and immediately cause the arrest, of any person guilty of stealing a horse or mule within this Commonwealth, and shall secure the indictment and conviction of such person in a court of competent jurisdiction, the person so securing the conviction shall be entitled to a reward of fifty dollars therefor.

§ 2. It shall be the duty of the person so securing the arrest and conviction of any person guilty of horse or mule-stealing, if he desires said reward, to apply to the court in which the accused is convicted for same; and if the court is satisfied, from testimony taken, that the person applying for such reward has, in good faith, arrested, or directly and immediately caused the arrest and conviction of a person guilty of horse or mule-stealing, he shall cause to be entered on the record-book of the court a judgment, stating the name of the person entitled to the reward, and for what the reward is granted, and the amount thereof; and the person so allowed such reward, upon a production to the Auditor of Public Accounts of a transcript of said order, under the official signature and seal of the clerk of the court where the conviction is had, the Auditor shall draw his warrant upon the Treasurer for the amount thereof.

§ 3. The clerk furnishing such transcript shall be allowed the same fees for same as he is now allowed by law for similar services, which shall be paid by the person entitled to such reward.

§ 4. That in no case shall more than one such reward be granted for the arrest and conviction of the same person for the same offense.

§ 5. This act shall take effect and be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

M. T. Carpenter,	W. H. Frederick,	H. H. Skiles,
A. R. Clarke,	R. G. Hays,	Ishmael H. Smith,
Charles D. Foote,	P. P. Johnston,	A. H. Willingham—9.

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	T. J. McElrath,
Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
Albert S. Berry,	Clinton Griffith,	W. O. Mize,
Joseph Bertram,	George T. Halbert,	David R. Murray,
James Blackburn,	C. N. Lewis,	Clifton J. Pratt—16.
J. H. Bruce,		

Resolved, That the title of said bill be as aforesaid.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled

An act to close a part of the old State road in Henry county.

Which was granted, and the bill delivered to the messenger.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to authorize the court of claims of Christian county to subscribe to the capital stock of turnpike companies in said county,

Reported the same with an amendment.

Which was rejected.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had passed a bill, entitled

An act to incorporate the Monitor Insurance Company, of Lexington, Kentucky.

And the question being taken thereon, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as also that ordering it to be engrossed and read a third time, being recon-

sidered, Mr. Skiles moved an amendment as a substitute for said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bruce moved to suspend the rules in order to allow him to report a resolution.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruce and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

J. H. Bruce,	Clint. Griffith,	Thos. J. Megibben,
M. T. Carpenter,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	C. N. Lewis,	Clifton J. Pratt,
Charles D. Foote,	T. J McElrath,	Ishmael H. Smith—14.
W. H. Frederick,	R. I. McQuiddy,	

Those who voted in the negative, were—

Cromwell Adair,	Joseph Bertram,	C. W. Gilmore,
Albert S. Berry,	James Blackburn,	Geo. T. Halbert—6.

Mr. Bruce moved the following resolution:

Resolved, That during the remainder of the session of this General Assembly, without the unanimous consent of the Senate, no Senator shall be allowed to speak more than five minutes upon any subject, except the Penitentiary bill.

Which was twice read and adopted.

Mr. Hays moved to reconsider the vote by which the Senate had adopted said resolution.

Mr. Carpenter moved to lay said motion on the table.

Which motion was adopted.

Mr. Murray, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act to amend chapter 66, article 2, of General Statutes, title "Landlord and Tenant," to apply to the counties of Daviess, Hancock, and McLean,

Reported the same with an amendment as a substitute therefor.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the landlord shall not have a lien on the produce of the leased farm or premises raised by the tenant or under tenant, after the same shall have been removed from the rented premises, and purchased in good faith by and without notice of such lien, unless the landlord shall file in the clerk's office of the county court of the county in which said land is situated, by the first day of July next before the rent is to become due, an affidavit stating the name of the landlord and of the tenant and under tenant on whose property the lien is claimed, and when the same will become due, and whether the same is payable in money or other thing, and also the payable amount of advance he intends making, and to whom; the time it falls due, and the payable amount of advances; and upon the filing of the affidavit aforesaid, the clerk shall file the same in his office, and immediately enter in said book, in the appropriate columns, the name of the landlord, tenant, under tenant, the amount of rent and advances claimed, and whether payable in money or property, and place on the index the name of the landlord, followed by the word lessor, and the name of the tenant and under tenant, followed by the word tenant or under tenant, as the case may be, followed by figures referring to the pages; and the clerk shall charge and receive for such services the sum of ten cents for each affidavit so filed and indexed, and copies thereof certified by the clerk shall be evidence in all the courts; and he shall be liable for all damages resulting to any person by reason of his failure so to enter and index said affidavit.

§ 2. This act shall only apply to the rent of lands used for agricultural purposes in the counties of Daviess, Hancock, and McLean, and shall take effect from its passage.

Said proposed substitute reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 13, chapter 66, article 2, General Statutes, be amended by adding thereto the following words, to-wit: *Provided*, Such lien shall not attach, be had or held by any landlord upon the produce of lands rented or used for cultivating tobacco, after the same shall have been removed from the premises, unless the landlord shall have caused, previous to the 1st day of September preceding the time the rent is due and payable, a statement, supported by the affidavit of himself or agent, containing the name of the landlord, the name of the tenant, a short description of the premises rented, the amount of the rent, and the time the same is due and payable, to be recorded in the clerk's office of the county in which such rented premises are situated.

§ 2. That it shall be the duty of the clerks of the county courts of this State to record such statements, when filed in their offices, in a book to be kept for such purpose, and also to properly cross-index all such records.

§ 3. For recording and indexing such statements, the said clerks shall receive ten cents for each statement so recorded by them.

§ 4. That after such statement is filed for record as herein provided, the landlord shall have a prior lien on such tobacco, or the proceeds or value thereof, as against the tenant, sub-tenant, purchaser, or whoever shall receive said tobacco, for the period of sixty days after its removal thereof from the rented premises.

§ 5. This act shall only apply to the counties of Breckinridge, Hancock, Daviess, McLean, and Warren, and shall take effect from and after its passage.

And the question being taken on the adoption of said substitute, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Clint. Griffith,	W. O. Mize,
J. H. Bruce,	Geo. T. Halbert,	David R. Murray,
A. R. Clarke,	R. G. Hays,	H. H. Skiles,
Charles D. Foote,	T. J. McElrath,	Ishmael H. Smith,
John T. Gathright,	Thos. J. Megibben,	A. H. Willingham—16.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Joseph Bertram,	R. I. McQuiddy—5.
Albert S. Berry,	C. N. Lewis,	

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as amended so as to read,

An act to amend section 13, chapter 66, article 2, General Statutes.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Carpenter—

1. A bill to incorporate the Taylorsville, Salt River, and Waterford Turnpike Road Company.

On motion of Mr. P. P. Johnston—

2. A bill to amend an act to incorporate the Elizabethtown, Lexington and Big Sandy Railroad Company, approved January 29, 1869, and the various acts amending the same.

On motion of Mr. McElrath—

3. A bill to direct the purchase of Barbour's Digest of the Decisions of the Kentucky Court of Appeals.

On motion of Mr. Hays—

4. A bill for the benefit of John Shise and John H. Rice.

On motion of same—

5. A bill in relation to county roads in this State.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st; the Committee on Railroads the 2d; the Committee on General Statutes the 3d and 5th, and the Committee on Finance the 4th.

A message was received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution to raise a joint committee to investigate the status of the State Penitentiary.

Said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee, consisting of seven members of the House and four members of the Senate, be appointed by the respective Speakers of the two Houses, who are requested to investigate and report the status of the State with reference to the management of the Penitentiary since the death of J. W. South, the late Lessee; and said committee shall also report such bills as may be necessary to assume control by the State of the Penitentiary, and shall also report such bill as will provide for the future management of the Penitentiary under the Warden system in some of its modifications.

Mr. Hays moved to amend said resolution by striking out all after the word "Penitentiary," in the 21st line.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Clint. Griffith,	W. O. Mize,
Joseph Bertram,	George T. Halbert,	David R. Murray,
M. T. Carpenter,	R. G. Hays,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	A. H. Willingham—13.
C. W. Gilmore,		

Those who voted in the negative, were—

Alex. E. Adams,	John T. Gathright,	Thos. J. Megibben,
James Blackburn,	P. P. Johnston,	Clifton J. Pratt,
J. H. Bruce,	T. J. McElrath,	Ishmael H. Smith—11.
A. R. Clarke,	R. I. McQuiddy,	

Mr. Megibben moved to amend said resolution by adding thereto the following, viz:

The best manner of prison system that should be adopted in future, and the same be inaugurated as soon as practicable.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on concurring in the adoption of said resolution, as amended, and it was decided in the affirmative.

A message was received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution requesting our members in Congress to secure such appropriation as will promote completion of a navigable water-way from the Ohio Valley to the South Atlantic coast.

Which was taken up, twice read, and concurred in.

Mr. Skiles, from the Committee on the Judiciary, reported a bill, entitled

A bill to amend an act to divide the Commonwealth of Kentucky into eighteen judicial districts, and to fix the terms thereof, and to abolish certain courts therein.

Which bill was read the first time, and ordered to read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Mize moved to make said bill a special order for 11 o'clock, A. M., to-morrow.

And the question being taken thereon, it was decided in the affirmative.

Mr. Skiles, from the Committee on the Judiciary, reported a bill, entitled

A bill to amend an act to divide the Commonwealth of Kentucky into eighteen judicial districts, and to fix the terms thereof, and to abolish certain courts therein.

Mr. Berry moved to recommit said bill to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the affirmative.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill for the benefit of guests of hotels in this Commonwealth.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hotels in this Commonwealth may furnish to their regular boarders, and to persons who do not reside in the same locality, who are registered guests, such malt, vinous, or spirituous liquors as they may require to drink at their meals or in their private rooms on Sundays.

§ 2. All acts and parts of acts in conflict with this act are hereby repealed.

§ 3. This act shall take effect from and after its passage.

Mr. Gathright moved to amend said bill by striking out the words "or in their private rooms."

And the question being taken thereon, it was decided in the negative.

Mr. Foote moved to amend said bill by adding after the word "hotel" the words "and coffee-house keepers."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	David R. Murray,
Albert S. Berry,	R. G. Hays,	H. H. Skiles—8.
Charles D. Foote,	W. O. Mize,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	T. J. McElrath,
Joseph Bertram,	John T. Gathright,	R. I. McQuiddy,
James Blackburn,	Clinton Griffith,	Thos. J Megibben,
J. H. Bruce,	George T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	P. P. Johnston,	Ishmael H. Smith,
A. R. Clarke,	C. N. Lewis,	A. H. Willingham—18.

Mr. Frederick moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	R. I. McQuiddy,
Albert S. Berry,	John T. Gathright,	W. O. Mize,
Joseph Bertram,	Clint. Griffith,	David R. Murray,
J. H. Bruce,	Geo. T. Halbert,	H. H. Skiles,
M. T. Carpenter,	R. G. Hays,	Ishmael H. Smith—17.
A. R. Clarke,	C. N. Lewis,	

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	Thomas J. Megibben,
James Blackburn,	P. P. Johnston,	Clifton J. Pratt,
Charles D. Foote,	T. J. McElrath	A. H. Willingham—9.

So said bill was rejected.

Mr. Murray read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a committee of two from the Senate and three from the House of Representatives, be appointed by the respective Speakers, to prepare resolutions commemorative of the life and services of Col. Jere W. South, and said committee is directed to report on Wednesday next, at 11 o'clock, A. M.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

And then the Senate adjourned.

TUESDAY, APRIL 20, 1880.

A message was received from the House of Representatives, announcing that they had concurred in amendments proposed by the Senate to a resolution and bill, which originated in the House of Representatives, of the following titles, viz:

Resolution to raise a joint committee to investigate the status of the State Penitentiary.

An act to incorporate the Corinth and Stringtown Turnpike Road Company.

That they had concurred in resolutions and passed bills, which originated in the Senate, of the following titles, viz:

Resolution instructing the Geological Survey to furnish specimens to the Agricultural and Mechanical College.

Resolution in regard to the death of Col. Jere W. South.

An act requiring certain legal advertising in Pendleton county to be inserted in any paper in general circulation published in Pendleton county.

An act to amend an act, entitled "An act to incorporate the town of Chester, in Mason county," approved January 17, 1878.

An act to incorporate the Drennon Turnpike Company, of Henry county.

An act to authorize W. A. Mohon, late sheriff of Muhlenburg county, to appoint a deputy to collect unpaid taxes and fee bills due said Mohon.

An act to incorporate the town of Stroud City, in Muhlenburg county.

An act to increase the jurisdiction of the quarterly court of Mason county.

An act authorizing the funding board of Caseyville and Lindle districts, in Union county, to bring suits, and bind said districts for the expenses thereof.

An act to amend article 5, chapter 106, General Statutes.

An act for the benefit of F. G. Mitchell, sheriff of Allen county.

An act to incorporate the Kentucky Hemp Producers' Association.

An act to amend an act, entitled "An act to incorporate the Maysville Agricultural and Mechanical Association," approved February 19th, 1880.

An act for the benefit of Thomas H. Caywood, of Fleming county.

An act changing the time of the meeting of the General Assembly.

An act for the benefit of the Union county court, authorizing said court to appoint a collector of county revenue.

With amendments to the last two named bills.

That they had disagreed to a bill, which originated in the Senate, entitled

An act to regulate the advertising of real estate under execution sales, sales for State and county taxes, sales under decrees and judgments, delinquent lists, and the compensation therefor.

That they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873.

2. An act to incorporate the Poor Ridge and Sugar Creek Turnpike Road Company, in Garrard county.

3. An act to repeal all laws incorporating the town of Peak's Mill, in Franklin county, and creating a police judge and other town officers in said town.

4. An act dispensing with a jury in forcible entry and detainer, where no defense is made by the defendant or any one for him.

5. An act to prohibit the sale of spirituous, vinous, or malt liquors at or within two miles of the school-house in common school district No. 55, in Logan county.

6. An act to prevent the sale or giving of ardent spirits within one mile of Ruckersville Church, Clark county.

7. An act to incorporate the Sharpsburg and Henry's Mill Turnpike Road Company.

8. An act to incorporate the Owingsville, Bald Eagle, and Sharpsburg Turnpike Road Company.

9. An act for the benefit of M. L. Hazelip, judge of the Edmonson county court.

10. An act to prohibit the sale of spirituous, vinous, or malt liquors in the village of Slick Rock, and within a boundary of two miles of said village, in Barren county.

11. An act to incorporate the town of Lott, in Whitley county.

12. An act authorizing the Boyd county court to issue bonds for the purpose of securing funds to build a road within said county.

13. An act to amend an act, entitled "An act to establish and maintain a graded free school in Harrodsburg, Kentucky," approved

March 15, 1876, and the acts amendatory thereto, approved April 10, 1878.

14. An act to regulate the granting of merchant's license within the counties of Nelson and Adair.

15. An act to incorporate the town of Cane Valley.

16. An act to incorporate the Lenoxburg and Pribble's Cross-roads Turnpike Company, in Pendleton county.

17. An act to change the time of holding the quarterly court of Shelby county.

18. An act to incorporate the Falmouth and Lenoxburg Turnpike Road Company.

19. An act to amend an act, entitled "An act for the benefit of the public roads in Meade and other counties," approved February 12th, 1880.

20. An act to empower the Trenton School and Hall Company to issue bonds.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 3d, and 9th to the Committee on Courts of Justice; the 2d, 7th, 8th, 16th, 18th, and 19th to the Committee on Internal Improvement; the 4th to the Committee on the Judiciary; the 5th, 13th, and 20th to the Committee on Education; the 6th, 10th, and 14th to the Committee on Religion and Morals; the 11th to the Committee on Finance, and the 12th, 15th, and 17th to the Committee on General Statutes.

Mr. Skiles moved to reconsider the vote by which the Senate had, on yesterday, passed a bill from the House of Representatives, entitled

An act to repeal so much of an act, entitled "An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments, and to regulate compensation therefor," approved April 9th, 1878, as applies to the county of McCracken.

Which motion was simply entered.

The following remonstrance was presented, viz:

By Mr. Halbert—

The remonstrance of sundry citizens of the town of Greenup, against the repeal of an act amending the charter of said town.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Berry moved to reconsider the vote by which the Senate had, on yesterday, passed a bill, which originated in the House of Representatives, entitled

An act to amend the charter of the National Mutual Benefit Association, approved April 6, 1878.

Which motion was simply entered.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had disagreed to a bill, which originated in the House of Representatives, entitled

An act for the benefit of the homeless and friendless of the city of Covington.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

A message was received from the House of Representatives, announcing that they had appointed a committee of conference to take into consideration the disagreement between the two Houses in relation to the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments."

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to authorize the county court of Pendleton county to borrow money to aid in building turnpike roads, and to issue bonds therefor.

An act to incorporate the Elizabethtown and Hodgenville Telephone Company.

An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts therein.

An act to prevent obstructions in Little and Big Greasy creeks, in Hopkins county.

An act for the benefit of Moses Davis, of Garrard county.

An act for the benefit of Lewis E. Schooler, of Hart county.

An act to prohibit the introduction of and working of convicts from other States within the limits of this State.

An act for the benefit of the inferior courts of Garrard county.

An act to amend an act, entitled "An act to amend the charter of the town of Elizabethtown," approved March 18th, 1876.

An act for the benefit of Greenup Nickell, of Rowan county.

An act for the benefit of Henry Fields, late sheriff of Perry county.

An act to amend the charter of the Louisville and Taylorsville Turnpike Road Company.

Resolution inviting President McCosh, of Princeton University, to address the General Assembly.

The Speaker announced the appointment of Messrs. Adair, Montgomery, Clarke, and Adams as the committee on part of the Senate, under a joint resolution adopted by the two Houses, entitled

Resolution to raise a joint committee to investigate the status of the State Penitentiary.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill to incorporate the Taylorsville, Salt River, and Waterford Turnpike Road Company.

By same—

A bill to amend an act, entitled "An act to amend the charter of the Shelby Railroad, and to authorize certain counties to take stock in the same," approved February 3d, 1869.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill authorizing the Lewis county court to build a bridge across Salt Lick creek, where the Vanceburg, Salt Lick, Tollsboro, and Maysville Turnpike Road crosses the said creek.

By Mr. Murray, from the Committee on Courts of Justice—

A bill to prevent the sale of any spirituous, vinous, or malt liquors, or any mixture of either, within two miles of Macedonia Church, in Green county, by any person other than a licensed hotel-keeper.

By same—

A bill to prevent the sale of any spirituous, vinous, or malt liquors, or any mixture of either, within two miles of Mt. Carmel Church, in Green county, by any person other than a licensed hotel-keeper.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to incorporate the Madison and Southern Railroad Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on General Statutes—

An act to incorporate the Father Matthew's Total Abstinence Society, of Maysville.

By same—

An act to amend an act, entitled "An act amending and reducing into one the several acts relating to the town of Scottsville," approved February 28th, 1860.

By same—

An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Glasgow.

By Mr. Skiles, from the Committee on Claims—

An act for the benefit of common school district No. 57, Warren county.

By Mr. Thos. Johnson, from the Committee on Federal Relations—

An act to give the consent of the State of Kentucky to the purchase by the United States of lands in the city of Frankfort for the purpose of erecting a building for a court-room, post-office, or custom-house, and ceding jurisdiction over the same.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Clarke withdrew the motion heretofore made to reconsider the vote by which the Senate had passed a bill from the House of Representatives, entitled

An act to amend an act in relation to taking a vote on the question of license or no license, and regulating the sale of spirituous, vinous, and malt liquors in Bracken county, approved March 18th, 1878.

Mr. Halbert, from the Committee on Religion and Morals, to whom was referred a bill from the House of Representatives, entitled

An act to further regulate the retail traffic in spirituous, vinous, and malt liquors, and nostrums used as a beverage,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be unlawful for any druggist to sell in any county, town, district, or place in which the retail traffic in spirituous, vinous, and malt liquors is prohibited by law, any spirituous, vinous, or malt liquors, or any nostrum containing alcohol, which may be used as a beverage, unless he shall first obtain from the county court of the county a license to do business as a druggist in such county, town, district, or place.

§ 2. Any person desiring to obtain a license to do business as a druggist, and to sell liquors under this act, shall give ten days' written notice to the county attorney of the county in which he proposes to do business, of the day during a regular term of the county court when he will apply for such license, and shall cause similar notices to be posted in three or more of the most public places within one mile of the place where he proposes to do business, at least ten days before such application is made.

§ 3. Upon satisfactory proof made to the court that notice has been given as prescribed in section two, and upon the fact that such proof was made in open court being entered on the order-book, the county court shall have jurisdiction to hear and determine the application; and if it shall be proved to the satisfaction of the court that the applicant is a person of good character, and is in good faith a dealer in drugs and medicines at the place named in the notice, a license may be granted to him to sell liquors under this act for a period of one year: *Provided, however*, That before such license shall be granted, the applicant shall give bond to the Commonwealth, with two or more sufficient sureties, freeholders of the county, conditioned that he will not violate any of the laws of this Commonwealth regulating the traffic in spirituous, vinous, or malt liquors, and shall take an oath that he is in good faith a dealer in drugs and medicines, and that he will not knowingly violate any law, general or local, relating to the traffic in such liquors.

§ 4. Any druggist who shall sell any of the liquors mentioned in the first section of this act in any county, town, district, or place where the retailing of spirituous and vinous liquors is prohibited by law, without obtaining a license as herein provided, or while his license is suspended, shall, upon the indictment of a grand jury, be fined not less than fifty nor more than one hundred dollars, or imprisoned not less than ten nor more than thirty days, or both so fined and imprisoned, in the discretion of the jury.

§ 5. No person licensed under this act shall sell any of the liquors mentioned in the first section, except upon the prescription of a regular practicing physician, plainly written or printed, and dated and signed by such physician; and such prescription shall be pasted in a book provided for the purpose and carefully preserved by the druggist, and no such prescription shall authorize more than one sale, or the sale of more than one quart.

§ 6. Any person having such license who shall violate the provisions of the preceding section may be prosecuted upon the indictment of a grand jury, or upon information by the attorney for the Commonwealth, and,

upon conviction, shall be fined not less than fifty nor more than one hundred dollars for each offense; and he and his sureties shall be liable upon his bond for any judgment rendered against the principal, including the costs of the prosecution, to be recovered by action on the bond in any court having jurisdiction; and in such action the judgment against the principal shall be conclusive against the sureties, and one or more recoveries on the bond shall be no bar to subsequent actions thereon.

§ 7. Upon entering a judgment of conviction the court shall also enter a judgment forfeiting the license of the defendant; and the county judge shall have power, at any time, upon the application of one or more of the sureties, made at any time after reasonable notice to the principal, to hold a special term of the county court, and to make an order releasing all of said sureties from liability for any violation of this act by the principal after the making of such order, and shall thereupon suspend the license until a new bond, with sufficient sureties, is given.

§ 8. If any physician shall give to any person a prescription for any of the liquors mentioned in this act when he does not, in good faith, and after a proper examination, believe such person to be sick, and in need of such liquor as a medicine, and such prescription shall be used by the person to whom it is given, or by any other, to buy liquor from any person who is prohibited by law from selling the same without a prescription, such physician shall, upon conviction upon indictment or information, be fined not less than fifty nor more than two hundred dollars.

§ 9. That any person who shall be charged before any magistrate, upon affidavit, with a violation of this act, may be arrested and brought before any officer authorized to sit as an examining court for an investigation of the charge; and if it shall appear that there are reasonable grounds for believing him to be guilty, he shall be held to bail, or, in default of bail, committed to the jail of the county to answer the charge.

§ 10. It shall be the duty of the county attorney to resist the improper granting of licenses under this act. He may cause witnesses to be summoned, and may prosecute an appeal to the circuit court from an order granting such license; and in all cases in which he resists the granting of a license and the license is refused by the county court, he shall be entitled to a judgment against the applicant for a fee of ten dollars; and if he prosecutes an appeal and the license is refused in the circuit court, judgment shall be entered in favor of the Commonwealth's attorney and the county attorney for a fee of ten dollars each.

§ 11. This act shall take effect from and after the first day of August, 1880.

Mr. McQuiddy moved an amendment to said bill.

Mr. Hays moved an amendment to said bill.

Mr. Gathright moved an amendment to the amendment proposed by Mr. Hays.

Mr. Smith moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The amendment proposed by Mr. Hays to said bill reads as follows, viz:

Provided, That the provisions of this act shall not apply to the counties of Jefferson, Campbell, and Kenton.

The amendment proposed by Mr. Gathright was to strike the word "not" from said proposed amendment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	M. T. Carpenter,	R. I. McQuiddy,
Joseph Bertram,	John T. Gathright,	John W. Rowlett,
James Blackburn,	Henry George,	J. H. Wilkinson—11.
J. H. Bruce,	George T. Halbert,	

Those who voted in the negative, were—

Alex. E. Adams,	Clinton Griffith,	David R. Murray,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
A. R. Clarke,	C. N. Lewis,	Jas. Shackleford,
Attila Cox,	Thos. J. Megibben,	H. H. Skiles,
Charles D. Foote,	W. O. Mize,	Ishmael H. Smith,
W. H. Frederick,	Alex. B. Montgomery,	A. H. Willingham—19.
C. W. Gilmore,		

The question was then taken on the amendment proposed by Mr. Hays to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Gilmore, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	James Shackleford,
Albert S. Berry,	R. G. Hays,	A. H. Willingham—8.
Chas. D. Foote,	C. N. Lewis,	

Those who voted in the negative were—

Cromwell Adair,	Henry George,	A. B. Montgomery,
Joseph Bertram,	C. W. Gilmore,	David R. Murray,
James Blackburn,	Clinton Griffith,	Clifton J. Pratt,
J. H. Bruce,	Geo. T Halbert,	John W. Rowlett,
M. T. Carpenter,	T. J. McElrath,	H. H. Skiles,
A. R. Clarke,	R. I. McQuiddy,	Ishmael H. Smith,
Attila Cox,	Thos. J. Megibben,	J. H. Wilkinson—23.
John T. Gathright,	W. O. Mize,	

The question was then taken on the amendment proposed by Mr. McQuiddy to said bill, and it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	W. O. Mize,
Joseph Bertram,	Thomas Johnson,	David R. Murray,
Attila Cox,	C. N. Lewis,	John W. Rowlett,
W. H. Frederick,	T. J. McElrath,	Ishmael H. Smith,
John T. Gathright,	R. I. McQuiddy,	J. H. Wilkinson—16.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	A. B. Montgomery,
Albert S. Berry,	C. W. Gilmore,	Clifton J. Pratt,
James Blackburn,	Clint. Griffith,	Jas. Shackleford,
J. H. Bruce,	R. G. Hays,	H. H. Skiles,
M. T. Carpenter,	P. P. Johnston,	A. H. Willingham—17.
A. R. Clarke,	Thos. J. Megibben,	

Mr. Montgomery moved to reconsider the vote by which the Senate had rejected said bill.

Which motion was simply entered.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill to amend section 8, article 2, chapter 92, General Statutes.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section eight of article two, chapter ninety-two, of the General Statutes be amended by adding, after the word insurance, in the third line, the following words, to-wit: "*Provided*, a greater sum than ten dollars shall not be charged, in any case, for such license."

Mr. Berry moved to amend said bill by adding thereto the following, viz:

Provided, No season shall exceed $25.

And the question being taken thereon, it was decided in the negative.

Mr. Clarke moved the following amendment to said bill, viz:

Provided, That not more than thirty per cent. of the sum charged for the services of such animal shall be charged for such license.

And the question being taken thereon, it was decided in the negative.

On motion of Mr. P. P. Johnston,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bertram and Murray, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	P. P. Johnston,	James Shackleford,
Attila Cox,	T. J. McElrath,	H. H. Skiles,
R. G. Hays,	Thos. J. Megibben,	J. H. Wilkinson—10.
Thomas Johnson,		

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	A. B. Montgomery,
Joseph Bertram,	C. W. Gilmore,	David R. Murray,
J. H. Bruce,	George T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	C. N. Lewis,	John Walter Rowlett,
A. R. Clarke,	R. I. McQuiddy,	Ishmael H. Smith,
Charles D. Foote,	W. O. Mize,	A. H. Willingham—19.
W. H. Frederick,		

Resolved, That the title of said bill be as aforesaid.

Mr. Clarke moved to reconsider the vote by which the Senate had passed said bill.

Mr. Murray moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	C. W. Gilmore,	David R. Murray,
J. H. Bruce,	Geo. T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	C. N. Lewis,	A. H. Willingham—10.
W. H. Frederick,		

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Alex. E. Adams,	Henry George,	Thomas J. Megibben,
James Blackburn,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Thomas Johnson,	A B. Montgomery,
Attila Cox,	P. P. Johnston,	John W. Rowlett,
Charles D. Foote,	T. J. McElrath	J. H. Wilkinson—18.

Mr. Blackburn moved to postpone the further consideration of said bill until to-morrow.

And the question being taken thereon, it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend an act to divide the Commonwealth of Kentucky into eighteen judicial districts, and to fix the terms thereof, and to abolish certain courts therein.

Mr. Halbert moved an amendment to said bill.

Said amendment reads as follows, viz:

Amend Senate bill 547 by striking out sections 1 and 2, and changing section 3 to section 1, and that the same be amended by adding, in the second line, after the words "the county of," and before "Bath," the following: "Elliott on the first Mondays in February and August, and continue six juridical days each term," and change section 4 to section 2.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Elliott county is hereby taken from the thirteenth judicial district, and added to the sixteenth judicial district.

§ 2. That the circuit courts shall be held in Elliott county on the fourth Monday in March and September, and continue six days each term.

§ 3. That the circuit courts in the thirteenth judicial district shall be held in the county of Bath on the second Monday in February and August, and continue eighteen judicial days each term. Menifee, on the Monday succeeding the Bath circuit court, and continue twelve judicial days each term. Powell, on the Monday succeeding the Menifee circuit court, and continue six judicial days each term. Estill, on the Monday succeeding the Powell circuit court, and continue twelve judicial days each term. Lee, on the Monday succeeding the Estill circuit court, and continue twelve judicial days each term. Breathitt, on the Monday succeeding the Lee circuit court, and continue twelve judicial days each term. Wolf, on the Monday succeeding the Breathitt circuit court, and continue six judicial days each term. Morgan, on the Monday succeeding the Wolf circuit court, and continue twelve judicial days each term. Montgomery, on the first Monday in June and December, and continue twenty-four judicial days each term.

§ 4. That all acts and parts of acts in conflict with this act are hereby repealed, and this act shall take effect on and after the first day of August.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Halbert and Gilmore, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Clinton Griffith,	Clifton J. Pratt,
James Blackburn,	Thomas Johnson,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	James Shackleford,
Attila Cox,	T. J. McElrath,	H. H. Skiles,

Charles D. Foote, W. O. Mize, Ishmael H. Smith,
W. H. Frederick, David R. Murray, J. H. Wilkinson—19.
C. W. Gilmore,

Those who voted in the negative, were—

Alex. E. Adams, John T. Gathright, C. N. Lewis—5.
J. H. Bruce, Geo. T. Halbert,

Resolved, That the title of said bill be as aforesaid.

Mr. McElrath, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act regulating the pay of Commonwealth witnesses in felony cases,

Reported the same without amendment.

Mr. Murray moved an amendment to said bill.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the joint resolution heretofore reported by Mr. Foote, from the Committee on Claims, entitled

Resolution concerning a settlement with N. Craig.

Said resolution reads as follows, viz:

WHEREAS, By an act of the General Assembly, approved 22d February, 1870, Grant Green, James M. Withrow, Fayette Hewitt, and others, were authorized and empowered to state the accounts between Newton Craig and the Commonwealth of Kentucky, relative to said Craig's connection with the Penitentiary; and whereas, a majority of said persons did unite in stating said accounts, and made report thereof to the Auditor of Public Accounts, June 9, 1870; and whereas, said Craig claims that there were mistakes made in said settlement, which he can clearly and conclusively point out, and which cannot be looked into and corrected by the General Assembly; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That said accounts be referred to the Auditor of Public Accounts, who shall have full and complete power to re-audit the matters of account submitted to said Commissioners, and to correct any and all mistakes, if any, they made. He shall confine himself to the evidence, oral and documentary, that was submitted to, and considered by, said Commissioners; and when said accounts shall be by him corrected, if there shall be anything found due to said Craig, he, upon the approval of the Governor, shall draw his warrant on the Treasurer therefor in favor of said Craig for the same; and if it shall be found that the said Craig has been overpaid, then the Auditor shall proceed to recover the same from him by suit or motion in the Franklin circuit court. Before the Auditor shall enter upon the duty of making said correction, he shall require the said Craig to consent in writing to be bound by the result of his said corrections.

This resolution shall take effect from and after its passage.

Mr. Hays moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McElrath and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	W. O. Mize,
Joseph Bertram,	C. W. Gilmore,	A. B. Montgomery,
James Blackburn,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	P. P. Johnston,	H. H. Skiles,
M. T. Carpenter,	C. N. Lewis,	Ishmael H. Smith,
A. R. Clarke,	R. I. McQuiddy,	J. H. Wilkinson—19.
Charles D. Foote,		

Those who voted in the negative, were—

Alex. E. Adams,	Henry George,	David R. Murray,
Albert S. Berry,	Clint. Griffith,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	Jas. Shackleford,
W. H. Frederick,	T. J. McElrath,	A. H. Willingham—12.

So said resolution was rejected.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Carpenter—

1. A bill to amend section 21 of chapter 22 of the General Statutes.

On motion of Mr. Bruce—

2. A bill for the benefit of A. M. Feland, of Lincoln county.

On motion of Mr. Skiles—

3. A bill to amend the charter of Woodburn, in Warren county.

Ordered, That the Committee on Banks and Insurance prepare and bring in the 1st; the Committee on Claims the 2d, and the Committee on the Judiciary the 3d.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend article 16, section 1, chapter 41, entitled "Fees," General Statutes.

The question was then taken on ordering said bill to a third reading, and it was decided in the negative.

So said bill was rejected.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend chapter 41, article 16, General Statutes.

The question was then taken on ordering said bill to a third reading, and it was decided in the negative.

So said bill was rejected.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon.

Mr. Gilmore moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

On motion of Mr. Gathright,

Ordered, That the further consideration of said bill be postponed until to-morrow.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act incorporating the White Sulphur and Fisher's Mill Turnpike Road Company;

An act to incorporate the Dutch Fish Trap Bridge Company, and to facilitate communication between the counties of Hopkins and McLean;

An act to amend an act, entitled "An act to amend the charter of the city of Louisville," approved February, 20th, 1873;

An act to incorporate the Grand Lodge of the Ancient Order of United Workmen of Color of Kentucky, and provide for its organization;

An act to define certain portions of the county line between Pike and Floyd counties;

An act to amend the act incorporating the town of McHenry;

An act to repeal all acts and parts of acts so far as the same authorize the county of Fayette and city of Lexington hereafter to subscribe stock in railroad companies;

An act to amend the charter of the town of Harrodsburg, Mercer county;

An act for the benefit of John L. McCormick, of Montgomery county;

An act authorizing Decater Vanmeter to build a mill-dam across Nolin river, in Edmonson county;

An act taxing shows for the benefit of Scottsville, Allen county;

An act to regulate the civil jurisdiction of the circuit courts of McCracken, Ballard, and Hickman during the time the common pleas court exists in said counties of McCracken, Ballard, and Hickman;

An act regulating the trial of prosecutions in the police court of Franklin, when the regular judge thereof is objected to by the defendant;

An act for the benefit of Estill and Lee counties;

An act to amend an act, entitled "An act to authorize the city of Henderson to issue bonds and fund her present indebtedness," approved January 30, 1878;

An act to authorize the Fulton county court to sell the delinquent tax-lists of county levy belonging to Fulton county, and to authorize the person or persons buying the same to collect the taxes due thereon;

An act to amend an act, entitled "An act to authorize and empower the county of Muhlenburg to compromise and fund its outstanding bonded indebtedness," approved March 18, 1878;

An act to amend the charter of the Irvine and Miller's Creek Turnpike Road and Bridge Company, and to legalize the transfer of the stock of the Irvine and Miller's Creek districts therein to Estill county;

An act for the benefit of Alexander Foxworthy, W. J. Goddard, and John B. Dickey;

An act to incorporate the Third Avenue Methodist Episcopal Church, South, of Louisville;

An act to amend an act, entitled "An act to incorporate Shelbyville Female College," approved February 24, 1849;

An act to amend and reduce into one the several acts concerning the town of Murray, and to re-charter said town;

An act to incorporate the town of Brodhead, in Rockcastle county;

An act to incorporate the Murray and State Line Gravel Road Company;

An act to incorporate the Bank of Murray, in Calloway county;

An act to incorporate the Murray and Wadesboro Gravel Road Company;

An act to amend an act, entitled "An act to incorporate the Kentucky Southern Railroad Company," approved March 28th, 1872;

An act to amend an act, entitled "An act to repeal the charter of the town of Corydon, Henderson county, and re-incorporate the same," approved March 8th, 1876;

An act to amend an act, entitled "An act to establish a system of common schools in the town of Corydon, Henderson county," approved March 25th, 1872;

An act to create a special road law for the counties of Lee and Rockcastle;

An act to incorporate a benevolent society, the Sons and Daughters of Zion;

An act to empower the county court of Henderson county to take stock in turnpike or gravel roads in Henderson county;

An act to establish a school of learning at Stewartsville, Grant county;

An act to enforce and regulate land drainage in that part of Jefferson county lying south of the limits of the city of Louisville, and west of the main stem of the Louisville and Nashville and Great Southern Railroad;

An act in relation to the levy and collection of certain taxes in Caldwell county;

An act to amend the charter of the city of Dayton, in Campbell county;

An act legalizing the revenue bond and county levy bond of W. R. Peal, sheriff of Trigg county;

An act for the benefit of Ed. Thomas, circuit court and late county court clerk of Grayson county;

An act to incorporate the town of Beech Grove, in McLean county;

An act to amend the charter of the Georgetown, Oxford, and Leesburg Turnpike Company;

An act to amend an act, entitled "An act to charter the Payne's Depot and Mt. Vernon Turnpike Road Company," approved March 16th, 1870;

An act to prevent persons other than passengers and employes of railroads from getting on and off trains or engines whilst in motion;

An act to incorporate the town of Nevada, in Mercer county;

An act to amend an act, entitled "An act to incorporate the Bank of J. B. and Chas. Goodpaster & Co.;"

An act to incorporate the Persimmon Grove and Pendleton Line Turnpike Company;

An act to amend an act, entitled "An act to incorporate the town of Bedford, in Trimble county, and for other purposes," approved March 5th, 1850;

An act to give the consent of the State of Kentucky to the acquisition by the United States of lands within said State for the purpose of constructing a canal around the falls of the Cumberland river, and ceding jurisdiction over the same;

An act providing for special judges of county courts in certain cases in the counties of Carter and Elliott;

An act to renew and amend the charter of the Camdenville and Van Buren Turnpike Road;

An act for the benefit of common school district No. 8, Washington county;

An act to change the county line between the counties of Menifee, Powell, and Wolfe;

An act for the benefit of Eliza Moore;

An act to amend an act, entitled "An act to amend the charter of the town of Dixon, in Webster county;"

An act to extend the charter of the Commercial Bank of Kentucky;

An act to provide for the collection of taxes in McCracken county;

An act to incorporate the White Sulphur Springs Hotel Company in Bath county;

An act to incorporate the Corinth, Stringtown, and Cynthiana Turnpike Road Company;

Resolution to raise a joint committee to investigate the status of the State Penitentiary;

And enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to amend section 19, chapter 42, General Statutes;

An act to incorporate the Supreme Lodge of Independent Order of Workingmen;

An act authorizing the appointment of commissioners to ascertain and re-mark the line between the counties of Woodford and Jessamine;

An act directing the clerks of the Kenton county court to make a cross-index to certain record books in said court;

An act to incorporate the Glasgow and Fountain Run Turnpike Road Company;

An act to prescribe the pay of justices of the peace in the counties of Woodford, Jessamine, Scott, and Fayette;

An act for the benefit of the Eminence and Clear Creek Turnpike Road Company;

An act to change the time of holding the election on removing the county seat of Ballard county from Blandville to Wickliffe;

An act to prohibit the sale of spirituous, vinous, or malt liquors, or a mixture of either, in the town of Three Springs, in Hart county, or within one mile of the corporate limits thereof;

An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties;

An act to prohibit the sale of intoxicating liquors within one and a half miles of Mason's school-house, in Keysburgh district, Logan county;

An act to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General Statutes," approved January 24th, 1880, and an act amendatory thereof, approved February 19th, 1880;

An act to incorporate the Kentucky Steam Heating and Electric Lighting Company;

An act to prevent fraud in the manufacture and sale of commercial fertilizers in this Commonwealth;

An act to amend section 4, chapter 110, title "Turnpike, Gravel, and Plank Roads," General Statutes;

An act to amend an act, entitled "An act to charter the Spring Station and Midway Turnpike Company," approved March 15, 1869;

Resolution in reference to the Western Lunatic Asylum;

Resolution in regard to the death of Col. Jere W. South;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend the charter of the city of Louisville.

Mr. Hays moved an amendment as a substitnte for said bill.

Said proposed substitute reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, The salary or fees of the coroner and jail physician of Jefferson county, and of all other officers paid in whole or in part by said city, shall be fixed and regulated by ordinance passed by the General Council and approved by the mayor of said city: *Provided*, That this section shall not apply to the judge of the Jefferson court of common pleas, nor to the judge of the Jefferson circuit court, nor to the judge of the Jefferson county court, nor the chancellor of the Louisville chancery court, nor the vice chancellor of the Louisville chancery court.

§ 2. That the first section of an act of the General Assembly of the Commonwealth of Kentucky, approved March 10th, 1876, entitled "An

act to amend the charter of the city of Louisville," be, and the same is hereby, repealed, and in lieu thereof it is enacted that the chief executive officer of said city shall be styled the mayor, and shall be elected by the qualified voters of said city for a term of three years, and until the qualification of his successor; and he shall be eligible to re election to said office.

§ 3. For the purpose of guarding against a floating debt in excess of the current revenues of said city, the mayor and general council of said city are each prohibited from appropriating, by ordinance or resolution, over ninety (90) per cent. of the revenue of said city, obtainable under ordinance of said city levying taxes upon the assessed value of all species of property assessed under the provisions of this act, in the current year for which such appropriations may be made: *Provided*, This prohibition shall not apply to school tax, sinking fund tax, house of refuge tax, or the taxes assessed or levied to pay the principal or interest of any bonds issued by the said city.

§ 4. That the office of city book-keeper, heretofore provided for by resolution of the general council of said city, shall be, and it is hereby, continued, and shall be styled the office of the city comptroller; said comptroller shall be a competent accountant; shall be appointed by the mayor of said city, and shall execute a bond for the faithful discharge of the duties of his office, with sureties, to be approved by the general council of said city. He shall hold his office for the period of three years, and until the qualification of his successor, and his compensation shall be fixed by the general council of said city. Said comptroller shall keep the general books of said city as they are now kept by the city book-keeper, and shall perform all the duties heretofore required by ordinance and resolution of the general council of said city to be performed by the city book-keeper, and shall countersign and register, in suitable books, all notes, bonds, warrants, claims, and other obligations that may be issued by said city, showing the date, purpose, maturity, and amount of such note, bond, warrant, claim, and other obligation so issued, with such other description of each as may be necessary for certain identification; and no note, bond, warrant, or other obligation issued by said city shall be of any legal or equitable force unless countersigned and registered by said comptroller. Said comptroller shall take a trial balance from the books of said city at the end of each month, and shall at all times keep a fair copy of the same in his office. Said comptroller shall make statements and reports of the financial condition of said city whenever directed so to do by the general council or mayor of said city, and shall at all times keep his books and accounts in such a condition as will enable him to furnish the various heads of departments in the government of said city with a full and true statement of their financial condition. Said comptroller shall, within thirty days after the close of each fiscal year, send to the general council of said city, through the mayor of said city, a full and complete statement of the financial condition of said city, as shown by the books in his office. To enable the comptroller to perform the duties required of him in this section, the assessor of said city shall, upon the completion of each annual assessment, deliver to the comptroller a correct statement, showing the kinds of property assessed in that year, and the value thereof; and upon the completion and delivery of the tax bills to the receiver of city taxes for collection, or other collecting officer, the assessor of said city shall take duplicate receipts from the receiver of city taxes or other collecting officer, one of which receipts the assessor of said city shall retain, and the other shall be delivered to the comptroller. The assessor of said city

shall, at the end of each month, make out and deliver to the comptroller a statement in detail of the credits allowed the receiver of city taxes or other collecting officer, on account of errors in or abatements of assessments, or on account of any changes in the assessments, and also a statement in detail of all additional tax bills listed by him for collection with the receiver of city taxes or other collecting officer. The auditor of said city shall, upon the first of each month, transmit, through the comptroller, to the general council of said city, a statement, in such form as the comptroller may direct, of all warrants drawn during the previous month, showing upon what account drawn, and the year in which the liability or debt was contracted. The president of the board of commissioners of the sinking fund of said city shall transmit, through the comptroller, to the general council of said city, his report of all bonds canceled and destroyed during the previous month, as now required by the resolution of the general council of said city. The treasurer of said city shall, upon the first of each month, transmit, through the comptroller, to the general council of said city, a full and complete statement of all receipts and disbursements by him in the previous month, as is now by resolution required of him to be sent to the general council of said city. Before the treasurer of said city shall receive or issue his receipt for any money or other valuables on account of said city, it shall be the duty of the comptroller to issue to the treasurer of said city an order directing the said treasurer to whom to issue his receipt, for what amount, and upon what account; and immediately on issuing said order said comptroller shall charge said treasurer as if said sum was received by him. The general council of said city shall have full power, by ordinance, to require any officer of said city, or the board of commissioners, officers, or trustees of the city or of the county, or of any institution supported in whole or in part by the revenues of said city, or which receive any part of their revenue through any collecting or disbursing officer of said city, to make such reports pertaining to the finances of the office of such officer or such institution as the comptroller may find necessary.

§ 5. No part of the cost of supplying lost records, as provided for in chapter seventy-two of the General statutes; no part of the cost of reporting by phonographic reporter or other person or officer, or taking down or transcribing the evidence or testimony in any criminal case, cause, or proceeding, in any of the courts in Jefferson county; no part of the cost of indexing any of the records or proceedings in any court of Jefferson county, except indexing the deed-books in the county clerk's office, and no part of the cost of transcribing or copying or rebinding any effaced or mutilated or damaged records of any court of Jefferson county, shall be regarded or treated as any part of the joint expense of said city and the county of Jefferson now taxed to nor charged against nor paid by said city.

§ 6. It shall be lawful for the mayor of said city, after the appropriations have been made by the general council of said city for the current expenses thereof in each fiscal year, from time to time to report to the general council the necessity, if any exists, for borrowing money, and by and with the consent of the general council, the mayor may borrow money and execute the notes of said city, and on such terms as the general council may direct. The money, if any borrowed, is to be paid out of the taxes and revenue of said city so appropriated in the fiscal year in which such money is borrowed, as soon as the same are collected; and all moneys borrowed as herein authorized shall be applied to the purposes for which the revenue of said city was appropriated in the year in which said

morey was borrowed; and said mayor shall not be authorized to borrow money in any other way than is provided for in this section: *Provided*, That the sum or sums borrowed shall not exceed, in the aggregate, fifty per cent. of the amount of money at the disposal of the general council.

§ 7. Said city shall have the right to maintain any action at law or suit in equity for the recovery of taxes, if such action or suit be directed by the general council of said city.

§ 8. All courts of this Commonwealth shall take judicial notice of the passage and publication of any ordinance, contract, resolution, or other paper passed by the general council of said city in any action or proceeding, contract, resolution, or other papers passed by the general council, whenever a copy of such ordinance, attested by the clerk of either board of the general council of said city, is filed or read as evidence in such action or proceeding; and said courts shall take judicial notice of the annual compilation of the ordinances of said city.

§ 9. That the general council of said city may adjourn for not exceeding thirty days at any one time, but shall be subject to be convened at any time by the mayor.

§ 10. Any person having a lien upon, or demand against, any of the property which may be assessed, may pay the taxes levied thereon by said city, and shall thereafter have a lien on such property to secure the repayment of the taxes so paid, with interest on the amount thereof at the rate of ten per cent. per annum from the date so paid until fully repaid. Any tenant of property assessed for taxes may pay the taxes levied thereon by said city, and such payment shall, in all courts of this Commonwealth, be regarded and treated as a payment of so much rent to the landlord or owner.

§ 11. That in proceedings for the condemnation of property for public use under the charter of said city, the allowances to guardians *ad litem* and attorneys appointed for non-resident defendants shall not be taxed as cost against, nor be paid by, the said city.

§ 12. Said city shall have full power and authority to maintain and carry into judgment and execution any action or actions of trespass for injury done to the public ways in said city, and may, in like manner, maintain and carry into judgment and execution any other appropriate action or actions for the recovery of its property or damages for the detention, taking, injury, or destruction of the same; and the same process may issue and execution be awarded as are applicable by law to suits by private individuals.

§ 13. It shall be lawful for the general council, by resolution, to require that any tax collector or other person institute actions, in the name of said city, in the Louisville chancery court, for the collection of any unpaid tax bill or taxes; and such actions shall be brought and prosecuted in said court, as other actions for the enforcement of liens; and in all such actions it shall be competent for said city to prove the intent and meaning of any figures or abbreviations in the assessment book of taxes; and in all such actions now pending or hereafter instituted, said city shall be entitled to judgment in its favor, upon the production of the attested copies of the assessments and the ordinances levying taxes, unless it appear that the taxes sued for have been fully paid. It shall be the duty of the assessor of said city to assess all property liable to be assessed, but which has been omitted, in either or all the five years immediately preceding, to be assessed at a fair cash value, as of the 10th day of January, in the year or years in which omitted to be assessed; and it shall be the duty of said assessor to re-assess and correct the assessment of all property

on which taxes have been or may be levied, where such taxes remain unpaid, but are not collectable by reason of any defect in the assessment; and on all such re-assessments, corrected assessments, and assessments of omitted property, said assessor shall make out tax bills according to the provisions of the ordinance of said city levying taxes for the corresponding year or years; and which tax bills, made out under authority of this section, shall bear interest from the first day of June in the year for which made out, at the rate of ten per cent. per annum; shall be secured by a lien on the property assessed, and shall be collected as other taxes or tax bills are required to be collected: *Provided*, That said assessor shall not re-assess further back than five years; and further, that this section shall be construed to embrace all property omitted to be assessed or defectively assessed since the year 1874, except where the cases have been adjudicated and decided against the city.

§ 14. Hereafter, in all instances where real estate is sold for taxes, either under judgment of the Louisville chancery court or by the receiver of city taxes, the same shall not be subject to redemption after two years from the first day of January following the year in which the taxes were levied, and for which such real estate is sold, and then only on condition that the person redeeming pay to the purchaser of such real estate, his representative or assignee, the purchase price of such real estate, with interest at the rate of fifteen per cent. per annum from the date of such purchase, and all taxes and assessments on such real estate, paid by such purchaser, his representative or assignee, with interest at the rate of fifteen per cent. per annum from the date of such payment.

§ 15. All acts amendatory of the city charter, in so far as the same are in conflict with the provisions of this act, are hereby repealed.

§ 16. This act shall take effect and be in force from and after its passage.

Mr. Gathright moved to amend the first section of said proposed substitute by adding thereto the following, viz: "Nor to the judge of the Louisville city court."

And the question being taken thereon, it was decided in the affirmative.

Mr. Frederick moved to strike out of the first section the words "and jail physician of Jefferson county."

And the question being taken thereon, it was decided in the affirmative.

Pending the further consideration of said bill, Mr. Halbert moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

WEDNESDAY, APRIL 21, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to provide for the transfer of civil suits at law or in equity, motions, and special proceedings in civil matters in the circuit courts of McCracken, Ballard, and Hickman, to the common pleas courts of the counties of McCracken, Ballard, and Hickman.

An act for the benefit of G. and C. Shindler, of Washington county.

An act to incorporate the Excelsior Male and Female Collegiate Institution.

An act for the benefit of A. B. Patrick.

An act to organize and establish a system of public graded schools in Carlisle, Nicholas county.

An act to incorporate the Cornishville and Sharpsville Turnpike Road Company.

An act to incorporate the Clarksville and Princeton Railroad Company.

Resolution raising a joint committee to investigate frauds on the Treasury.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, of the following title, viz:

An act to amend the charter of the town of Williamstown.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend section 5, article 13, chapter 92, General Statutes.

An act to authorize the Green and Barren River Navigation Company to construct and maintain a line of telephone or telegraph from Bowling Green to Evansville, Indiana.

An act to amend an act, entitled "An act to empower the Gallatin county court to take stock in turnpike roads in said county," approved March 10th, 1880.

An act for the benefit of A. B. Baird, of Ohio county.

An act for the benefit of Lincoln county.

An act to incorporate the Monitor Insurance Company, of Lexington.

An act to amend an act incorporating the town of London, Kentucky, authorizing the county judge to act as chairman of the board of trustees.

An act for the benefit of T. J. Glenn, clerk of the Nicholas circuit court.

An act for the benefit of W. C. Kennedy.

With an amendment to the last named bill.

That they had passed bills and adopted a resolution, of the following titles, viz:

1. An act to amend an act, entitled "An act to establish a State Board of Health, to provide for the appointment of Local Boards of Health, and a Superintendent of Vital Statistics" approved March 16th, 1878, and to impose penalties for violating certain provisions of this act.

2. An act prescribing a penalty on the Mt. Sterling and Maysville Turnpike Road Company for collection of illegal tolls.

3. An act to incorporate the Daniel Boone Mining Company.

4. An act for the benefit of F. B. Huston, sheriff of Union county.

5. An act to incorporate the Bloomfield and Harrodsburg Railroad Company.

6. An act to repeal an act, entitled "An act to amend article 12, chapter 28, of the General Statutes," so far as the same applies to Robertson county.

7. An act for the benefit of J. H. Holliday, former presiding judge of the Nicholas county court and quarterly court.

8. An act to incorporate the Paramount Institute at Mt. Vernon.

9. An act to incorporate the Hartford Horse Railroad and Turnpike Company.

10. An act to allow James Adams to peddle goods, wares, and merchandise in the counties of Franklin and Larue.

11. An act to amend the charter of the Cynthiana, Connersville, and Scott County Turnpike Company.

12. An act for the benefit of John W. Clark, clerk of the Lyon circuit court, and late clerk of the Lyon county court.

13. An act for the benefit of the assessor of Garrard county.

14. An act to amend sections 4 and 5, article 2, and section 5, article 3, chapter 92, General Statutes, entitled "Revenue and Taxation."

15. An act for the benefit of S. L. Chevis.

16. Resolution fixing day of adjournment of this General Assembly.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st, 7th, and 10th to the Committee on Propositions and Grievances; the 2d, 9th, and 11th to the Committee on Internal Improvement; the 3d to the Committee on Codes of Practice; the 4th to the Committee on Finance; the 5th to the Committee on Railroads; the 6th and 14th to the Committee on General Statutes; the 8th to the Committee on Education; the 12th to the Committee on Courts of Justice; the 15th to the Committee on the Judiciary; the 16th, the resolution, was placed in the orders of the day, and the 13th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act for the benefit of the public roads in Meade and other counties," approved February 12th, 1880.

By Mr. Hill, from the Committee on Education—

An act to empower the Trenton School and Hall Company to issue bonds.

By Mr. Wilkinson, from same committee—

An act to amend chapter 801 of the Acts of the General Assembly for the session of 1869–'70.

By Mr. McElrath, from the Committee on the Judiciary—

An act to amend an act for the benefit of Caldwell county, approved February 20th, 1878.

By Mr. Carpenter, from the Committee on General Statutes—

An act to authorize the city of Frankfort to purchase the stock, franchises, privileges, and immunities of the Frankfort Bridge Company, and the said company to sell the same.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of V. F. Hartis, committee of W. Hartis, a pauper lunatic, of Butler county.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend the charter of the Kentucky School of Medicine.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Hays moved to reconsider the vote by which the Senate had passed the last named bill.

Which motion was simply entered.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Wilkinson, from the Committee on Codes of Practice—

A bill to regulate the conduct of lotteries in this State, and to impose a penalty for violating the laws regulating and prohibiting the same.

By Mr. Montgomery, from the Committee on the Judiciary—

A bill to repeal an act, entitled "An act to prohibit the sale of intoxicating liquors in the town of Claysville," approved March 14th, 1872, and all amendments thereto.

By Mr. Adair, from the Committee on General Statutes—

A bill to arrange the business of the Union circuit court, and directing the clerk to docket the cases in accordance therewith.

By Mr. Bruce, from the Committee on Railroads—

A bill to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington and Big Sandy Railroad Company," approved January 29th, 1869, and the various acts amending the same.

By Mr. McQuiddy, from the Committee on Library and Public Offices and Buildings—

A bill to amend an act to amend and reduce into one the several acts in relation to the city of Frankfort, approved March 16th, 1869.

By Mr. Cox, from the Committee on Sinking Fund—

A bill to amend an act, entitled "An act to authorize the Owen county court to issue bonds to pay off its indebtedness, and to provide for the payment thereof," approved January 27th, 1880.

By Mr. Carpenter, from the Committee on General Statutes—

A bill to amend chapter 94, General Statutes, entitled "Roads and Passways."

By Mr. Foote, from the Committee on Claims—

A bill for the benefit of Henry D. Boswell, of Ohio county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed an enrolled bill, which originated in the Senate, of the following title, viz:

An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had passed a bill, which originated in the House of Representatives, entitled

An act for the benefit of the Central Lunatic Asylum at Anchorage.

Mr. Cox moved to lay said motion on the table.

Which motion was adopted.

Mr. Berry withdrew the motion heretofore made by himself to reconsider the vote by which the Senate had passed a bill from the House of Representatives, entitled

An act to amend the charter of the National Mutual Benefit Association, approved April 6, 1878.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act for the benefit of St. Vincent's Academy, in Union county.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

Mr. McElrath was appointed a committee on part of the Senate, to act in conjunction with a similar committee on part of the House of Representatives, to withdraw unsigned, from the hands of the Governor, a bill which originated in the Senate, and that had passed the two Houses, entitled

An act to close a part of the old State road in Henry county.

After a short time, Mr. McElrath reported that the committee had performed that duty, and said bill was handed in at the Clerk's desk.

On motion of Mr. Murray, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to authorize the judge of the Edmonson county court to sign certain orders of said court.

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Mr. Murray then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. Mize, from the Committee on Claims, to whom was referred leave to bring in a bill, entitled

A bill for the benefit of Felix G. Morrison, committee of Elizabeth Smith, a lunatic, of Russell county,

Asked to be discharged from the further consideration of said leave.

Which was granted.

On motion of Mr. Shackleford, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to amend the charter of the National Mutual Benefit Association, approved April 6th, 1878.

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Mr. Shackleford then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to provide that certain Mutual Benefit and Co-operative Life Associations shall make returns, such as are necessary to a proper exhibit of their business and standing.

Which was granted, and the bill delivered to the messenger.

Mr. Berry, from the Committee on General Statutes, reported a bill, entitled

A bill to amend and reduce into one the several acts in regard to the town of Lagrange, in Oldham county.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Berry moved to amend said bill by adding thereto, at the end thereof, the following, viz:

Provided, That all unmarried females over 21 years of age, living within the territory hereby incorporated, or within the original limits of said town, may vote upon the acceptance or rejection of this charter, provided they are the owners in fee of real estate within said town.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clint. Griffith,	W. O. Mize,
Alex. E. Adams,	George T. Halbert,	David R. Murray,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
Joseph Bertram,	Sam. E. Hill,	Ishmael H. Smith,
Attila Cox,	Thomas Johnson,	J. H. Wilkinson,
John T. Gathright,	C. N. Lewis,	A. H. Willingham—19.
C. W. Gilmore,		

Those who voted in the negative, were—

James Blackburn,	P. P. Johnston,	A. B. Montgomery,
M. T. Carpenter,	T. J. McElrath,	John Walter Rowlett,
Charles D. Foote,	R. I. McQuiddy,	James Shackleford,
W. H. Frederick,	Thos. J. Megibben,	Richard J. White—13.
Henry George,		

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. McElrath moved the following resolution, viz:

Resolved, That the Senate hold a session from 7½ to 10 o'clock, P. M., on Wednesday and Friday of this week, for the consideration of local bills only, and that at such night sessions the roll of Senators shall be called, and each Senator be entitled to call up for the consideration and action of the Senate two bills on every roll-call.

Mr. Carpenter moved the following amendment as a substitute for said resolution, viz:

Resolved, That the Senate hold night sessions until the further orders of the Senate; and

Be it further resolved, That on and after to-day, the day sessions shall be devoted exclusively to general legislation.

Mr. McElrath moved the following amendment to said proposed substitute, viz :

Amend the substitute by striking out all after the word " day " (as interlined), and insert in lieu thereof, " and the standing committees shall report regularly at each morning session from 9 to 12 o'clock, except when the special committees desire to report."

And the question being taken thereon, it was decided in the negative.

Mr. P. P. Johnston moved to amend said proposed substitute by striking therefrom the words, " solely for the consideration of local bills."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken upon the amendment proposed by Mr. Carpenter to said resolution, and it was decided in the affirmative.

Mr. Halbert moved the following amendment by way of substitute for said resolution, viz :

Resolved, That from and after this day the Senate do meet each day, Sundays excepted, for the purpose of legislation and business, at the hour of 9 o'clock, A. M., and continue in session until 1 o'clock, P. M., and then adjourn until 3 o'clock, P. M., meet again, and remain in session until 6 o'clock, P. M., when the Senate shall stand adjourned for the day.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

Mr. Murray, from the Joint Special Committee, who were directed to prepare and bring in a bill or bills to prevent fraudulent claims upon the Treasury, reported bills of the following titles, viz :

A bill to amend chapter 49, General Statutes.

A bill to protect the Treasury from the payment of fraudulent claims.

A bill to amend chapter 45, General Statutes.

A bill to authorize the appointment of a detective to look after fraudulent claims against the Commonwealth.

A bill to regulate the payment of fees incident to examining trials on charge of felony.

A bill to prevent the presentment and payment of fraudulent claims out of the Treasury.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were ordered to be printed.

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill to amend and change certain words in the first section of the revised and amended charter of the city of Newport, in regard to the boundary line of said city.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. McElrath moved an amendment to said bill.

Which was twice read and adopted.

Mr. Berry moved to reconsider the vote by which said amendment was adopted.

Mr. George moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hill, from the Committee on Codes of Practice, reported a bill, entitled

A bill to amend chapter 62, General Statutes, title "Juries, Grand and Petit."

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That no person shall be qualified to serve as a grand juror, unless he be a citizen and a housekeeper of the county in which he may be called to serve, over the age of twenty-one years, and shall be able to read and write, and shall be intelligent, temperate, and discreet, and of good demeanor.

§ 2. No person shall be a competent juryman for the trial of criminal, penal, or civil cases, in any court, unless he be a citizen at least twenty-one years of age, a housekeeper, sober, temperate, discreet, of good demeanor, and, in addition, shall be able to read and write intelligently.

§ 3. All acts and parts of acts in conflict with this act are hereby repealed.

§ 4. This act shall take effect on and after the first day of June, 1880.

Mr. Gilmore moved to amend said bill by striking out so much thereof as requires jurors to be able to write.

And the question being taken thereon, it was decided in the negative.

Mr. Skiles moved to amend said bill by providing that it shall not take effect until the 1st day of January, 1885.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gilmore and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. W. Gilmore,	R. I. McQuiddy,
James Blackburn,	Clint. Griffith,	A. B. Montgomery,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	Samuel E. Hill,	Jas Shackleford,
Charles D. Foote,	Thomas Johnson,	H. H. Skiles,
John T. Gathright,	P. P. Johnston,	J. H. Wilkinson—19.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	Geo. T. Halbert,	Clifton J. Pratt,
Alex. E. Adams,	C. N. Lewis,	Ishmael H. Smith,
Attila Cox,	T. J. McElrath,	Richard J. White,
W. H. Frederick,	W. O. Mize,	A. H. Willingham—12.

Resolved, That the title of said bill be as aforesaid.

Mr. Murray, from the special committee appointed to draft resolutions relative to the death of the late Col. J. W. South, reported the following, viz:

WHEREAS, It hath pleased Him who is omnipotent to call from earth to the great beyond Col. J. W. South, whose death occurred in the Senate Chamber on the morning of the fifteenth day of April, A. D. 1880; and whereas, by his death a man, whose heart ever beat with love and kindness for his fellow man, whose life was one of honesty and probity, whose character made him the beloved of his friends, the respected of his enemies, has passed away; and whereas, this General Assembly mourns and regrets the loss of a worthy and respected citizen and officer; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That, as a mark of respect to the memory of Col. Jere W. South, and as a token of regard and appreciation of him, the Sergeants at-Arms of the two Houses be directed to place the flag floating over the Capitol at half-mast for a period of five days. That this preamble and resolution be spread upon the journals of the two Houses.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Murray, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873.

Mr. Gilmore moved to postpone the further consideration of said bill until Monday next, at 12, M.

And the question being taken thereon, it was decided in the negative.

Mr. Pratt moved to amend said bill by adding thereto the following, viz:

This act shall be inoperative until ratified by a majority of the qualified voters of Danville.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Pratt and Willingham, were as follows, viz:

Those who voted in the affirmative, were—

C. W. Gilmore,	J. H. Wilkinson,	A. H. Willingham—4.
Clifton J. Pratt,		

Those who voted in the negative were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Joseph Bertram,	Henry George,	W. O. Mize,
James Blackburn,	Clinton Griffith,	A. B. Montgomery,
J. H. Bruce,	Geo. T Halbert,	David R. Murray,
M. T. Carpenter,	Samuel E. Hill,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	James Shackleford,
Chas. D. Foote,	P. P. Johnston,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	Ishmael H. Smith—24.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873, be, and the same is hereby, amended as follows:

§ 2. That upon the first Saturday in June, annually, an election shall be held, at the court-house in Danville, for a board of seven trustees for said town, and for a town attorney, at which election the male inhabitants of the town, of the age of twenty-one years and over, who shall have been *bona fide* residents in the town one year next preceding the election, and who are not in arrearages for taxes due the town, or for fines imposed under the ordinances of the town; also all the male *bona fide*

residents of the county of Boyle of the age of twenty-one years and over, who shall be the owners of real property lying within the town, and who are not in arrearages for taxes due the town, or for fines imposed under the ordinances of the town, shall have the right to vote at said election.

§ 3. The judge of the Boyle county court shall appoint two discreet persons to act as judges, and also a clerk and sheriff, citizens of the town, of said election, who shall take an oath, before some person qualified to administer oaths, to faithfully perform their duties; and it shall be the duty of the judges to compare the poll-books and return them to the clerk of the county court, and to make a statement in writing, signed by them, of the number of votes received by each candidate, and certify the names of those elected; and it shall be the duty of the clerk of said county court to issue certificates of election to those thus elected.

§ 4. The police judge and marshal of said town shall be elected by the voters of the town, having the same qualifications that are necessary for a voter for trustees and city attorney, and in the manner prescribed by law for holding elections for county judges and sheriffs, and for the periods prescribed by the forty-first section, article four, of the Constitution of the State; and for holding the same the judge of the Boyle county court shall make all necessary orders, and appoint the necessary officers to conduct the same.

§ 5. The first election for trustees and town attorney under this act shall be held on the first Saturday in June, 1880, and on the same day in each year thereafter until repealed or changed by law.

§ 6. All acts or portions of acts in conflict with this act are hereby repealed.

§ 7. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gilmore and Pratt, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	Thos. J. Megibben,
Albert S. Berry,	Henry George,	W. O. Mize,
Joseph Bertram,	Clinton Griffith,	A. B. Montgomery,
James Blackburn,	Geo. T. Halbert,	David R. Murray,
J. H. Bruce,	Sam. E. Hill,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
Attila Cox,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	J. H. Wilkinson—25.
W. H. Frederick,		

Those who voted in the negative, were—

C. W. Gilmore,	Ishmael H. Smith,	A. H. Willingham—4.
Clifton J. Pratt,		

Resolved, That the title of said bill be as aforesaid.

Mr. Foote moved to reconsider the vote by which the Senate had passed said bill.

Mr. Bruce moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Foote—

1. A bill to amend the laws taxing insurance companies.

On motion of Mr. Griffith—

2. A bill for the benefit of the Owensboro Water Company.

Ordered, That the Committee on Banks and Insurance prepare and bring in the 1st, and the Committee on Courts of Justice the 2d.

The Senate, according to order, resumed the unfinished special order of yesterday, it being

A bill to amend the charter of the city of Louisville.

Mr. Gathright moved to amend the substitute proposed by Mr. Hays for said bill by striking out the second section thereof.

And the question being taken thereon, it was decided in the negative.

Mr. P. P. Johnston moved the following amendment to said bill, viz:

Amend section 2 by striking out the word "three," in the 6th line, and inserting in lieu thereof the word "four," and by striking out the word "eligible," in the same line, and by inserting in lieu thereof the word "ineligible."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Frederick and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Geo. T. Halbert,	C. N. Lewis,
James Blackburn,	Samuel E. Hill,	Richard J. White,
M. T. Carpenter,	P. P. Johnston,	J. H. Wilkinson—10.
John T. Gathright,		

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	A B. Montgomery,
Albert S. Berry,	Clinton Griffith,	David R. Murray,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	T. J. McElrath	John W. Rowlett,
Charles D. Foote,	R. I. McQuiddy,	H. H. Skiles,
W. H. Frederick,	Thomas J. Megibben,	Ishmael H. Smith,
Henry George,	W. O. Mize,	A. H. Willingham—21.

Mr. Frederick moved to amend the second section of said bill by adding thereto the following, viz:

But in no event shall any person be eligible for more than two consecutive terms.

And the question being taken thereon, it was decided in the negative by the casting vote of the Speaker, Hon. Jas. E. Cantrill.

The yeas and nays being required thereon by Messrs. Frederick and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Joseph Bertram,	Henry George,	David R. Murray,
M. T. Carpenter,	Clint. Griffith,	H. H. Skiles,
Charles D. Foote,	George T. Halbert,	J. H. Wilkinson—14.
W. H. Frederick,	Thomas Johnson,	

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
Albert S. Berry,	P. P. Johnston,	John W. Rowlett,
James Blackburn,	Thos. J. Megibben,	Ishmael H. Smith,
J. H. Bruce,	W. O. Mize,	A. H. Willingham,
C. W. Gilmore,	A. B. Montgomery,	Jas. E. Cantrill—15.

Mr. Gathright moved the following amendment to said bill, viz:

Amend by striking out the last section and inserting in lieu thereof the following:

§ —. This act shall not take effect until a majority of the qualified voters of the city of Louisville shall vote in favor of the same at some regular election or an election to be held for that purpose. Said election may be ordered, at any time, by ordinance passed by the general council of said city, and published in at least one English and one German daily paper, published in said city, for at least thirty days prior to said election, whether it be a special or general election. At said election each voter shall be asked, by one of the judges of election, this question: "Are you for or against the charter amendments?" and the clerk shall record his vote in accordance with the answer given, in the proper column upon the poll-books.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gathright and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
James Blackburn,	George T. Halbert,	Richard J. White,
M. T. Carpenter,	C. N. Lewis,	J. H. Wilkinson—9.

Those who voted in the negative, were—

Alex. E. Adams,	Clinton Griffith,	David R. Murray,
J. H. Bruce,	R. G. Hays,	Clifton J. Pratt,
Attila Cox,	Sam. E. Hill,	John W. Rowlett,
Charles D. Foote,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	W. O. Mize,	A. H. Willingham—17.
C. W. Gilmore,	Alex. B. Montgomery,	

Mr. Berry moved the following amendment to said bill, viz:

Provided, That females shall have the right to vote in all municipal elections under the same terms and restrictions that men are now allowed to vote.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gilmore and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	George T. Halbert,	Ishmael H. Smith,
Albert S. Berry,	T. J. McElrath,	J. H. Wilkinson—7.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Clint. Griffith,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	A. B. Montgomery,
James Blackburn,	Sam. E. Hill,	David R. Murray,
J. H. Bruce,	Thomas Johnson,	Clifton J. Pratt,
M. T. Carpenter,	P. P. Johnston,	John W. Rowlett,
Charles D. Foote,	C. N. Lewis,	H. H. Skiles,
W. H. Frederick,	R. I. McQuiddy,	Richard J. White,
John T. Gathright,	Thos. J. Megibben,	A. H. Willingham—25.
Henry George,		

Mr. Gathright moved to amend said bill by striking out the enacting clause.

Pending the consideration of which, Mr. White moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

THURSDAY, APRIL 22, 1880.

A message was received from the House of Representatives, announcing that they had refused to concur in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend chapter 38, article 13, section 6, General Statutes, title "Executions."

That they had concurred in the amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Minnie Morrissey, of Fleming county.

An act to incorporate the Highland Literary, Scientific, and Military Institute.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to provide for the collection of claims due the Commonwealth.

An act to prevent the payment of fraudulent and illegal claims against the Commonwealth, and to recover such as have been paid.

An act to authorize the board of commissioners of the sinking fund of Bracken county to compromise with S. A. Donovan, late sheriff of Bracken county.

An act to amend the charter of the city of Vanceburg.

An act for the benefit of Hiram T. Warder, late sheriff of Lewis county.

An act for the benefit of John P. Raymond, of Robertson county.

An act for the benefit of George W. Sutton, of Webster county.

An act for the benefit of John Wallace, late sheriff of the Boone county circuit court.

An act to amend an act, entitled "An act to incorporate the town of Midway, in Woodford county," approved February 17th, 1846.

An act for the benefit of Daniel M. Hager, of Magoffin county.

An act to repeal an act, entitled "An act to prohibit the sale of intoxicating liquors in the town of Claysville," approved March 14th, 1872, and all amendments thereto.

An act to amend an act to amend and reduce into one the several acts in relation to the city of Frankfort, approved March 16, 1869.

An act for the continuation of the Geological Survey of Kentucky.

An act to amend and change certain words in the first section of the revised and amended charter of the city of Newport, in relation to the boundary line of said city.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to alter and amend section 11, article 8, chapter 92, General Statutes, title "Revenue and Taxation."

2. An act in relation to sheriffs' fees for serving process from other counties.

3. An act to incorporate Frankfort Coal and Iron Mining, Oil, Salt, and Timber Company.

4. An act to incorporate the Home of the Innocents.

5. An act empowering the Oldham court of claims to sell the old court house at Westport.

6. An act to legalize the orders and proceedings of the Lagrange police court.

7. An act to repeal an act, entitled "An act for the benefit of the public roads of Meade and other counties," approved February 14th, 1880.

8. An act to amend an act, entitled "An act to prescribe the pay of justices of the peace in Woodford and other counties," approved April, 1880.

9. An act for the benefit of John W. Suddarth.

10. An act to amend an act, entitled "An act to charter the Richmond and Lancaster Turnpike Road Company."

11. An act to amend an act to prescribe the pay of justices of the peace in Woodford and other counties, approved April, 1880, making said act apply to the counties of Anderson, Adair, and Grant.

12. An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Blandville, Ballard county, and to provide for taking a vote on that question.

13. An act to amend an act, entitled "An act to incorporate the town of New Campbellsburg, in Henry county."

14. An act to incorporate the Salt Lick Bridge and White Sulphur Springs Turnpike Company, in Bath county.

15. An act to amend the charter of the Augusta, Cynthiana, and Georgetown Turnpike Road Company," approved February 28th, 1835, and the acts amendatory thereto.

16. An act, entitled "An act to reduce into one and amend and digest the acts incorporating the city of Augusta, in Bracken county," approved February 28th, 1876.

17. An act to amend an act, entitled "An act to amend the charter of the Louisville, Cincinnati and Lexington Railway," approved 1st April, 1880.

18. An act for the benefit of Elijah W. Goff, of Hart county.

19. An act to amend and revise an act, entitled "An act to establish a system of common schools for the town of Louisa, and so much of school district No. 1 as may be outside the corporate limits of said town," approved March 6th, 1880.

20. An act to regulate the allowance of claims against the county of Lawrence, and regulating appeals from the allowance of the same.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 5th, 6th, 7th, 8th, 11th, 13th, 16th, and 20th to the Committee on General Statutes; the 9th and 18th to the Committee on Claims; the 12th and 19th to the Committee on Religion and Morals; the 14th and 15th to the Committee on Internal Improvement; the 17th was ordered to be placed in the orders of the day; and the 4th and 10th were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution appropriating money to purchase a sword for Lucien Young, a master in the United States Navy.

Which was taken up, twice read, and concurred in.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. H. Frederick,	Thos. J. Megibben,
Albert S. Berry,	John T. Gathright,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	A. B. Montgomery,
James Blackburn,	Sam. E. Hill,	David R. Murray,
J. H. Bruce,	Thomas Johnson,	James Shackleford,
M. T. Carpenter,	P. P. Johnston,	H. H. Skiles,

Attila Cox, T. J. McElrath, Richard J. White,
Charles D. Foote, R. I. McQuiddy, J. H. Wilkinson—24.

Those who voted in the negative, were—

Henry George, C. N. Lewis, Ishmael H. Smith—5.
George T. Halbert, Clifton J. Pratt,

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to charter the Spring Station and Midway Turnpike Company," approved March 15, 1869.

An act to incorporate the Glasgow and Fountain Run Turnpike Road Company.

An act to incorporate the Kentucky Steam Heating and Electric Lighting Company.

An act to incorporate the Supreme Lodge of Independent Order of Workingmen.

An act to amend section 19, chapter 42, General Statutes.

An act to prevent fraud in the manufacture and sale of commercial fertilizers in this Commonwealth.

An act to amend section 4, chapter 110, title "Turnpike, Gravel, and Plank Roads," General Statutes.

An act to prohibit the sale of spirituous, vinous, or malt liquors, or a mixture of either, in the town of Three Springs, in Hart county, or within one mile of the corporate limits thereof.

An act to change the time of holding the election on removing the county seat of Ballard county from Blandville to Wickliffe.

An act to prohibit the sale of intoxicating liquors within one and a half miles of Mason's school-house, in Keysburgh district, Logan county.

An act for the benefit of the Eminence and Clear Creek Turnpike Road Company.

An act directing the clerks of the Kenton county court to make a cross-index to certain record books in said county.

An act to prescribe the pay of justices of the peace in the counties of Woodford, Jessamine, Scott, and Fayette.

An act authorizing the appointment of commissioners to ascertain and re-mark the line between the counties of Woodford and Jessamine.

An act to amend an act, entitled "An act to amend chapter 92, article 8, section 14, title 'Revenue and Taxation,' of the General

Statutes," approved January 24th, 1880, and an act amendatory thereof, approved February 19th, 1880.

Resolution in reference to the Western Lunatic Asylum.

Resolution in regard to the death of Col. Jere W. South.

Mr. Wilkinson moved to reconsider the vote by which the Senate had, on yesterday, passed a bill, entitled

An act to amend chapter 62, General Statutes, title "Juries, Grand and Petit."

Which motion was simply entered.

Mr. Cox, from the Joint Special Committee on the Penitentiary, reported a bill, entitled

A bill for the relief of the Penitentiary.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Carpenter,

Ordered, That said bill be printed, and made the special order of the day for to-morrow, the 23d inst., at 11 o'clock, A. M.

Mr. P. P. Johnston, from the Committee on Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate the Daniel Boone Mining Company,

Reported the same without amendment.

Mr. Blackburn moved to amend said bill by adding thereto the following proviso, viz:

Provided, That nothing herein shall be construed as giving to said company any right to dispose of any stock or other thing of value by lottery, or distribution by chance.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Montgomery, from the Committee on the Judiciary, to whom was recommitted a bill, entitled

A bill to declare and amend the law relative to principal and factor or agents,

Reported the same without amendment.

On motion of Mr. Megibben,

Ordered, That the further consideration of said bill be postponed until Saturday, the 25th inst., at 12 o'clock, M., and from day to day until disposed of.

On motion of Mr. Thos. Johnson, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the passage by the Senate of a bill, which originated in the House of Representatives, entitled

An act to incorporate the town of Flemingsburg, in Fleming county.

And, after a short time, said bill was handed in at the Clerk's desk.

Mr. Thos. Johnson then moved to reconsider the vote by which the Senate had passed said bill.

And the question being taken thereon, it was decided in the affirmative.

The third reading of said bill, as well as the vote ordering it to a third reading, were also reconsidered.

Mr. Shackleford moved the following amendment to said bill, viz:

Amend section 24 by striking out the words "forty-five cents," and inserting therefor the words "twenty-five cents;" and amend by adding to same section the words "no tax shall be imposed or collected under the equalization laws of the State."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Murray, from the Committee on Courts of Justice—

An act to authorize the court of claims of Pike county to cause the delinquent list of said county to be sold at public outcry.

By same—

An act authorizing the court of claims of Pike county to make an allowance to the sheriff of said county, not exceeding one hundred dollars, for waiting on the courts of said county.

By Mr. Hill, from the Committee on Education—

An act to confer on the commissioner of common schools in Campbell county the same power and authority over the incorporated

districts of said county as over the school districts now allowed by law.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act, entitled "An act to incorporate the Grand Central Building and Savings Association, of Newport, Campbell county."

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Alton and Camdenville Road Company, approved March 26th, 1878.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of John A. Webb.

By Mr. Blackburn, from the Committee on Propositions and Grievances—

An act for the benefit of Mrs. Eliza A. Snell, of Scott county.

By Mr. Carpenter, from the Committee on General Statutes—

An act limiting the jurisdiction of the police judge and town marshal of the town of Pikeville, Pike county, within the corporate limits of said town.

By Mr. Carpenter, from the Committee on Claims—

An act for the benefit of the supervisors of tax of Marshall county.

By Mr. Halbert, from the Committee on the Judiciary—

An act to incorporate the Paducah and Illinois Bridge Company.

By Mr. Cox, from the Committee on Sinking Fund—

An act to regulate the sale of spirituous, vinous, and malt liquors in the town of Verona, in Boone county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to charter the National Turnpike Road Company."

By Mr. Murray, from the Committee on Courts of Justice—

An act to amend an act, approved February 21st, 1880, and entitled "An act regulating the city court of Louisville, and the remuneration of its officers."

By Mr. Carpenter, from same committee—

An act to increase the jurisdiction of justices of the peace of Lewis, Laurel, Rockcastle, and Larue counties.

By same—

An act for the benefit of certain turnpike roads in Shelby county.

By same—

An act concerning justices' courts in Madison county.

By same—

An act to authorize the appointment of Henry C. Ferguson, a justice of the peace of Morgan county, as deputy county court clerk of said county.

By Mr. Murray, from same committee—

An act for the benefit of M. L. Hazelip, judge of the Edmonson county court.

By Mr. Hill, from the Committee on Education—

An act to incorporate the Paramount Institute at Mt. Vernon.

By Mr. Carpenter, from the Committee on General Statutes—

An act to authorize A. Hawes, late county judge, to sign orders in the order-book of the Lawrence county court, and legalize the same.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of George A. Burton, a pauper idiot, of Pulaski county.

By same—

An act to incorporate the town of Lott, in Whitley county.

By Mr. Hill, from the Committee on General Statutes—

An act to amend section 17, article 4, chapter 52, of the General Statutes.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of John P. Barrett, late sheriff of Ohio county.

By Mr. Thos. Johnson, from the Committee on Internal Improvement—

An act to amend the charter of the Hopewell and Bethlehem Turnpike Road Company.

By Mr. Thos. Johnson, from the Committee on Claims—

An act for the benefit of Jesse Cunningham, of Clark county, a pauper lunatic.

By Mr. Berry, from the Committee on Education—

An act to incorporate the Perryville Male and Female Seminary, in Boyle county.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prohibit the sale of spirituous, vinous, or malt liquors at or within two miles of the school-house in common school district No. 55, in Logan county.

By same—

An act to prohibit the sale of spirituous, vinous, or malt liquors at or within two miles of Millwood Seminary, in school district No. 52, Logan county.

By Mr. Carpenter, from the Committee on General Statutes—

An act authorizing Simpson county court to impose an extra tax for road improvements.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of Wm. S. Samuel, a minor, of Fleming county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate anew the Elizaville and Helena Turnpike Company.

By same—

An act supplemental to, and amendatory of, an act, entitled "An act to re-enact and amend an act, entitled 'An act to authorize the people of Henry county to vote a tax for the purpose of aiding companies in the building of turnpike roads in said county,' approved March 9, 1869, and the acts amendatory thereto, to which this is an amendment," being approved March, 1880.

By Mr. Montgomery, from the Committee on the Judiciary—

An act to amend the charter of the city of Frankfort.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to incorporate Frankfort Council, No. 7, Royal Templars of Temperance, of Frankfort.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to regulate the advertising of real estate under execution sales for State and county, taxes sales under decrees or judgments in Robertson county, and to regulate the compensation therefor.

By Mr. Montgomery, from the Committee on General Statutes—

An act to repeal so much of section 4 of an act, entitled "An act to regulate the civil jurisdiction of justices of the peace," &c., approved March 20th, 1876, as relates to appeals in the county of Robertson.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of E. A. Hensley, of Wolfe county.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to incorporate the Commonwealth Fire and Marine Insurance Company.

By Mr. Gathright, from the Committee on Internal Improvement—

An act for the benefit of the Springfield, Willisburg, Antioch, and Fox Creek Turnpike Road Company, of Washington county.

By Mr. Hill, from the Committee on Education—

An act for the benefit of school district No. 27, Hancock county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Duncansville and Chaplin Turnpike Road Company, in Washington county.

By same—

An act to amend an act, entitled "An act supplemental to an act, entitled 'An act to incorporate the Harrodsburg and Cornishville Turnpike Road Company.'"

By Mr. Skiles, from the Committee on Banks and Insurance—

An acts to charter the Knights of Honor Mutual Aid Association.

By Mr. Rowlett, from the Committee on the Judiciary—

An act to reduce into one the several acts concerning the town of Greensburg.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of the heirs of W. R. Morgan, deceased, late sheriff of Trimble county.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to amend the charter of the Shelby Railroad.

By same—

An act to amend the charter of the Cumberland and Ohio Railroad.

By same—

An act to extend and regulate the civil jurisdiction of quarterly courts of Owen county.

With amendments to the last four named bills.

Which were twice read and adopted.

Ordered, That said bills, the last four as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruce, from the Committee on Railroads—

A bill to amend an act, entitled "An act to prescribe the mode of ascertaining the value of the property of railroad companies for taxation, and for taxing same," approved April 3d, 1878.

By same—

A bill to amend an act, entitled "An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties," approved April 21st, 1880.

By Mr. Murray, from the Committee on Courts of Justice—

A bill for the benefit of ferry-keepers of Breckinridge and Hancock counties.

By same—

A bill to authorize the Owensboro Water Company to increase their bonded indebtedness.

By Mr. P. P. Johnston, from the Committee on Internal Improvement—

A bill to incorporate the Camargo and Stanton Turnpike Road Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill for the benefit of Wm. Gillespie, authoriziug him to peddle in the counties of Kenton and Campbell.

By Mr. Griffith, from the Committee on Banks and Insurance—

A bill to amend an act, entitled "An act for the incorporation and regulation of Fire, Marine, Health, Accident, Life Stock, and all others, except Life Insurance Companies," approved March 12, 1870.

By Mr. Montgomery, from the Committee on the Judiciary—

A bill to amend an act, entitled "An act to repeal the charter and re-incorporate the town of Elizabethtown," approved February 26, 1868.

By same—

A bill to incorporate Sonora Lodge, No. 158, Independent Order of Odd Fellows.

By same—

A bill to fix the time of holding the court of claims of Hardin county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments in Lewis county, and to regulate compensation therefor.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration the unfinished report from the Committee on Codes of Practice, it being a bill, entitled

A bill to incorporate the town of Central Covington, in Kenton county.

Mr. Berry moved to reconsider the vote by which the amendment proposed by Mr. Shackleford to said bill was adopted.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	R. G. Hays,	David R. Murray,
Joseph Bertram,	Thomas Johnson,	Clifton J. Pratt,
M. T. Carpenter,	P. P. Johnston,	John W. Rowlett,
Attila Cox,	T. J. McElrath,	H. H. Skiles,
Chas. D. Foote,	R. I. McQuiddy,	Ishmael H. Smith,
W. H. Frederick,	Thos. J. Megibben,	Richard J. White,
Henry George,	W. O. Mize,	J. H. Wilkinson,
Clinton Griffith,	A. B. Montgomery,	A. H. Willingham—25.
Geo. T. Halbert,		

Those who voted in the negative were—

James Blackburn,	John T. Gathright	C. W. Gilmore—3.

The question was then taken on the adoption of the amendment proposed by Mr. Shackleford, and it was decided in the negative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Murray, from the Committee on Courts of Justice, reported a bill, entitled

A bill to amend the revenue laws of this Commonwealth.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Cox,

Ordered, That said bill be printed, and made the special order of the day for Monday, the 26th inst., at 11 o'clock, A. M., and from day to day until disposed of.

Mr. McElrath moved to reconsider the vote by which the Senate had disagreed to a bill from the House of Representatives, entitled

An act prescribing a reward to persons securing the arrest and conviction of persons guilty of horse or mule-stealing in this Commonwealth,

Which motion was simply entered.

Mr. Murray moved to reconsider the vote by which the Senate had passed a bill from the House of Representatives, entitled

An act to authorize the judge of the Edmonson county court to sign certain orders of said court.

Which motion was simply entered.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled

An act to amend and reduce into one the acts relating to the town of Russellville.

Which was granted, and the bill delivered to the messenger.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act taxing pistols, bowie and dirk knives, colts, slung-shots, and metallic pistol cartridges, and requiring license to sell the same,

Reported the same without expression of opinion.

Said bill reads as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an annual tax of fifty cents upon each pistol, dirk or bowie-knife, colts, slung-shot, brass-knuckles, and each box of metallic pistol cartridges, shall be paid by the owner or person in possession of same, and assessed.

§ 2. That a tax of fifty cents upon each pistol, dirk or bowie-knife, colts, slung-shot, brass knuckles, and each box of metallic pistol cartridges sold in this Commonwealth, shall be paid to the Commonwealth of Kentucky by the person selling same.

§ 3. That before any person shall sell pistols, dirk or bowie-knives, colts, slung-shots, brass-knuckles, or metallic pistol cartridges in this State, he, his agent or vender, shall obtain from the county court in the county where he proposes to sell, a license to authorize him to sell pistols, dirk or bowie-knives, colts, slung-shots, brass-knuckles, and metallic pistol car-

tridges, and execute bond to the Commonwealth, before the county court, with surety approved by the court, with covenant that he will pay to the county court clerk, at the end of each six months, fifty cents for each pistol, dirk or bowie-knife, colt, slung-shot, brass-knuckles, and box of metallic pistol cartridges sold by him; and that he will file with the clerk of the county court, at the end of each six months, a written statement, upon oath, of the number of pistols, dirk or bowie-knives, colts, slung-shots, brass-knuckles, and metallic pistol cartridges sold by him within the last preceding six months.

§ 4. That fifty metallic pistol cartridges, in any shape or manner, either great or small, in bulk, box, or loose, constitute a box of metallic pistol cartridges as contemplated by this act.

§ 5. Any person who shall sell a pistol, dirk or bowie-knife, colt, slung-shot, brass-knuckles, or metallic pistol cartridges within this Commonwealth, without first having obtained a license therefor, shall, upon conviction upon indictment, be fined fifty dollars.

§ 6. The assessors and their assistants of this Commonwealth shall, at the time they list or assess the property of their respective counties for revenue purposes, open upon their respective tax books a separate column, and, after the name of each person listed for taxation, enter the number of pistols, dirk or bowie-knives, colts, slung-shots, brass-knuckles, and boxes of metallic pistol cartridges owned or in the possession of each person so listed for taxation on 10th January before such assessment.

§ 7. Any person who shall knowingly give a false list or number of the pistols, dirk or bowie-knives, colts, slung-shots, brass-knuckles, and metallic pistol cartridges owned by them, or in their possession, shall, upon conviction upon indictment, be fined fifty dollars.

§ 8. That the circuit judges of the State shall, at each term of their respective courts, give this act in charge to the respective grand juries of their respective counties.

§ 9. That all fines and revenue collected under the provisions of this chapter shall be placed to the credit of the common school fund, upon the books of the Treasury: *Provided, however*, That nothing in this act shall be held to change the law which prevents the carrying of concealed deadly weapons, or the carrying of the weapons mentioned in the first section of this act.

§ 10. This act to take effect upon and after first June, 1880.

Mr. Gilmore moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Halbert and Gilmore, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	W. H. Frederick,	C. W. Gilmore,
James Blackburn,	John T. Gathright,	Clint. Griffith,
Attila Cox,	Henry George,	Thos. J. Megibben—9.

Those who voted in the negative, were—

Alex. E. Adams,	T. J. McElrath,	Jas. Shackleford,
Charles D. Foote,	R. I. McQuiddy,	H. H. Skiles,
Geo. T. Halbert,	W. O. Mize,	Ishmael H. Smith,
R. G. Hays,	A. B. Montgomery,	Richard J. White,

Samuel E. Hill,	David R. Murray,	J. H. Wilkinson,
Thomas Johnson,	Clifton J. Pratt,	A. H. Willingham—20.
C. N. Lewis,	John W. Rowlett,	

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mize and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	W. O. Mize,	Richard J. White,
George T. Halbert,	Alex. B. Montgomery,	J. H. Wilkinson,
Thomas Johnson,	Clifton J. Pratt,	A. H. Willingham—11.
C. N. Lewis,	John W. Rowlett,	

Those who voted in the negative, were—

Joseph Bertram,	Henry George,	Thos. J. Megibben,
James Blackburn,	C. W. Gilmore,	David R. Murray,
Attila Cox,	Clint. Griffith,	James Shackleford,
Charles D. Foote,	R. G. Hays,	H. H. Skiles,
W. H. Frederick,	T. J. McElrath,	Ishmael H. Smith—17.
John T. Gathright,	R. I McQuiddy,	

So said bill was disagreed to.

Mr. McQuiddy moved to reconsider the vote by which the Senate had rejected said bill.

Which motion was simply entered.

Mr. Mize moved to reconsider the vote by which the Senate had laid on the table a resolution, entitled

Resolution concerning a settlement with N. Craig.

Which motion was simply entered.

Mr. Hill, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to repeal section 12, article 8, chapter 92, General Statutes, and to amend said chapter,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to a third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

Said bill was then read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of John H. Shields, of Hickman county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to a third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hays withdrew the motion heretofore made by himself to reconsider the vote by which the Senate had passed a bill entitled

An act to amend the charter of the Kentucky School of Medicine.

Mr. Murray, from the Committee on Courts of Justice, to whom was referred leave to bring in a bill, entitled

A bill to amend an act, entitled "An act to amend the charter of the town of Stephensport, in Breckinridge county,"

Asked to be discharged from the further consideration of said leave.

Which was granted.

On motion of Mr. George, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the passage of a bill by the Senate, entitled

A bill for the benefit of pauper idiots,

And, after a short time, said bill was handed in at the Clerk's desk.

Mr. Murray, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act to amend the Codes of Practice in civil cases,

Reported the same with an amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section seven hundred and fifty-six of the Code of Practice in civil cases be amended so as to read as follows: 1. Every appellant or cross-appellant must, by his assignment of errors, specify the particular errors on which he means to rely, and no others shall be passed upon by the court, nor shall a judgment be reversed or modified, except for an error to the prejudice of the substantial rights of the party complaining thereof. 2. But the Court of Appeals may allow a party, after reasonable notice to the adverse party, to file a transcript of an additional portion of the record, or to amend an assignment of errors or cross-errors, or both, so as to file and amend in furtherance of justice, and in case such actions will not unreasonably delay the decision of the appeal.

§ 2. This act shall take effect from and after its passage, and shall apply to appeals now pending as well as to appeals which may be hereafter prayed.

The amendment proposed by the committee reads as follows, viz:

Which notice shall be accompanied by a copy of the amendment of the assignment of errors proposed to be filed.

And the question being taken thereon, it was decided in the affirmative.

Mr. Montgomery moved the following amendment to said bill, viz:

Strike out the words including and after the words, "but the Court of Appeals," down to and including the words, "the decision of the appeal," and insert in lieu thereof the following: "But the Court of Appeals may, on motion, after ten days' notice to the adverse party or his attorney, allow a party to file a transcript of an additional portion of the record."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Murray and Wilkinson, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	George T. Halbert,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	H. H. Skiles,
M. T. Carpenter,	P. P. Johnston,	Ishmael H. Smith,
Attila Cox,	C. N. Lewis,	Richard J. White,
Henry George,	Thos. J. Megibben,	J. H. Wilkinson,
Clinton Griffith,	A. B. Montgomery,	A. H. Willingham—18.

Those who voted in the negative, were—

Joseph Bertram,	C. W. Gilmore,	T. J. McElrath,
Charles D. Foote,	Sam. E. Hill,	W. O. Mize,
John T. Gathright,	Thos. Johnson,	David R. Murray—9.

Mr. Willingham moved the following substitute for said bill, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 756 of the Civil Code be, and the same is hereby, repealed, and the Court of Appeals shall hereafter consider the whole record when an appeal is taken to the Court of Appeals.

And the question being taken thereon, it was decided in the negative.

Said bill was read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Montgomery and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
James Blackburn,	Sam. E. Hill,	John W. Rowlett,

J. H. Bruce,	Thomas Johnson,	James Shackleford,
M. T. Carpenter,	C. N. Lewis,	H. H. Skiles,
Attila Cox,	T. J. McElrath,	Ishmael H. Smith,
John T. Gathright,	R. I. McQuiddy,	Richard J. White,
C. W. Gilmore,	W. O. Mize,	J. H. Wilkinson,
Clint. Griffith,	A. B. Montgomery,	A. H. Willingham—26.
George T. Halbert,	David R. Murray,	

Those who voted in the negative, were—

Charles D. Foote,	P. P. Johnston,	Thos. J. Megibben—4.
Henry George,		

Resolved, That the title of said bill be as aforesaid.

Mr. Murray, from the joint special committee appointed to investigate and report in regard to fraudulent claims upon the Treasury, reported a bill, entitled

A bill to protect the common school fund from fraudulent claims.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Murray,

Ordered, That said bill be made the special order for to-morrow.

The Senate took up for consideration the unfinished special order of yesterday, it being

A bill to further amend the charter of the city of Louisville.

Mr. Gathright moved to refer said bill to the Committee on General Statutes.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gathright and Hays, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	George T. Halbert,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	Richard J. White,
John T. Gathright,	R. I. McQuiddy,	J. H. Wilkinson—9.

Those who voted in the negative, were—

Alex. E. Adams,	Clinton Griffith,	Alex. B. Montgomery,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
Joseph Bertram,	Sam. E. Hill,	John W. Rowlett,
J. H. Bruce,	Thomas Johnson,	Ishmael H. Smith,
Charles D. Foote,	Thos. J. Megibben,	A. H. Willingham—16.
C. W. Gilmore,		

Mr. Montgomery moved to reconsider the vote by which the Senate had refused to adopt an amendment proposed by Mr. Frederick to

the second section of the substitute proposed by Mr. Hays to said bill.

And the question being taken thereon, it was decided in the affirmative.

Said proposed amendment reads as follows, viz :

But in no event shall any person be eligible for more than two consecutive terms.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright moved to amend said proposed substitute as follows, viz :

Amend section 25 by adding thereto the following :

Provided, That infants, idiots, insane persons, and others under any legal disability, may redeem lands belonging to them, sold for taxes within two years from the first day of January following the removal or expiration of such disability, on the same terms as other persons, as hereinbefore provided.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright moved to amend said proposed substitute by striking out the enacting clause.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. White and Gathright, were as follows, viz :

Those who voted in the affirmative, were—

John T. Gathright,	C. N. Lewis,	J. H. Wilkinson—5.
Geo. T. Halbert,	Richard J. White,	

Those who voted in the negative, were—

Alex E. Adams,	Henry George,	Thos. J. Megibben,
Albert S. Berry,	C. W. Gilmore,	W. O. Mize,
Joseph Bertram,	Clinton Griffith,	A. B Montgomery,
James Blackburn,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Sam. E. Hill,	John W Rowlett,
Charles D. Foote,	Thomas Johnson,	H. H. Skiles,
W. H. Frederick,	P. P. Johnston,	Ishmael H. Smith—21.

The question was then taken on the amendment proposed by Mr. Hayes to said bill by way of substitute, as amended, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gathright and Frederick, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	W. O. Mize,
Albert S. Berry,	Clinton Griffith,	A. B. Montgomery,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
James Blackburn,	Samuel E. Hill,	John W. Rowlett,
J. H. Bruce,	Thomas Johnson,	Ishmael H. Smith,
Charles D. Foote,	P. P. Johnston,	A. H. Willingham—20.
W. H. Frederick,	Thomas J. Megibben,	

Those who voted in the negative, were—

John T. Gathright,	T. J. McElrath	Richard J. White,
Geo. T. Halbert,	R. I. McQuiddy,	J. H. Wilkinson—8.
C. N. Lewis,	H. H. Skiles,	

Mr. Bruce, from the Committee on Railroads, to whom was recommitted a bill, entitled

A bill to incorporate the People's City Railway Company,

Reported the same, with an amendment as a substitute therefor.

Which was adopted.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the city collector of Lexington to sell real estate for the payment of city taxes;

An act to incorporate the Louisville, Cloverport and Western Railway Company;

An act to amend and reduce into one an act to incorporate Tunnel City, in Lincoln county;

An act for the benefit of school district No. 29, in Nicholas county;

An act for the benefit of A. H. Hogan, late sheriff of Boyd county;

An act to repeal an act, entitled "An act for the protection of sheep in McLean county," approved March 20th, 1876;

An act to amend an act, entitled "An act to authorize the Lawrence county court to levy an additional tax for road and bridge purposes, and for public improvements," approved February 23, 1876;

An act to change the boundary line of the town limits of Beattyville;

An act to amend an act, entitled "An act to amend section 10, article 2, chapter 27, of General Statutes," approved March 7th, 1876;

An act to amend section 2, article 4, chapter 62, of the General Statutes;

An act to incorporate the Father Matthew's Total Abstinence Society, of Maysville;

An act to amend an act in relation to taking a vote on the question of license or no license, and regulating the sale of spirituous, vinous, and malt liquors in Bracken county, approved March 18th, 1878;

An act regulating the pay of Commonwealth witnesses in felony cases;

An act to authorize the city of Frankfort to purchase the stock, franchises, privileges, and immunities of the Frankfort Bridge Company, and the said company to sell the same;

An act for the benefit of the homeless and friendless of the city of Covington;

An act to give the consent of the State of Kentucky to the purchase by the United States of lands in the city of Frankfort for the purpose of erecting a building for a court-room, post-office, or custom-house, and ceding jurisdiction over the same;

An act to authorize the county court of Edmonson county to levy an ad valorem tax to pay off the present indebtedness of said county;

An act for the benefit of Minnie Morrissey, of Fleming county;

An act for the benefit of common school district No. 57, Warren county;

An act to incorporate the Cane Run and Harrod's Run Turnpike Road Company, in Mercer county;

An act to amend an act, entitled "An act to reduce into one the acts concerning the town of Barbourville, in Knox county;"

An act to amend an act to incorporate the South Louisville and Pleasure Ridge Turnpike Road Company, of Jefferson county," approved February 14, 1878;

An act to authorize the Henry county court to issue bonds, bearing interest at the rate of six per centum per annum, to sell said bonds, and apply the proceeds to the payment of other bonds of Henry county now outstanding, which were issued for cost of court-house construction, and to provide for the payment of the new bonds;

An act to amend the charter of the town of Harrodsburg, Mercer county;

An act to authorize the court of claims of Christian county to subscribe to the capital stock of turnpike companies in said county;

Resolution requesting our members in Congress to secure such appropriation as will promote completion of a navigable water-way from the Ohio Valley to the South Atlantic coast;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to amend chapter 56 of the General Statutes, entitled "Incorporated Companies;"

An act concerning the Northern Bank of Kentucky;

An act to amend an act, entitled "An act to incorporate the Maysville Agricultural and Mechanical Association," approved February 16th, 1880;

An act for the benefit of Thomas H. Caywood, of Fleming county;

An act to amend an act, entitled "An act to incorporate the town of Chester, in Mason county," approved January 17, 1878;

An act to increase the jurisdiction of the quarterly court of Mason county;

An act for the benefit of F. G. Mitchell, sheriff of Allen county;

An act authorizing the funding board of Caseyville and Lindle districts, in Union county, to bring suits, and bind said districts for the expenses thereof;

An act to amend article 5, chapter 106, General Statutes;

An act to authorize W. A. Mohon, late sheriff of Muhlenburg county, to appoint a deputy to collect unpaid taxes and fee bills due said Mohon;

An act to prevent the sale of spirituous, vinous, or malt liquors, or any mixture thereof, in any quantities, within two miles of Monroe Meeting-house, in Hart county;

An act to incorporate the Bessemer Coal and Iron Company;

An act to amend and extend an act, entitled "An act to incorporate the Midway and Craig's Mill Turnpike Road Company;"

An act to incorporate Mizpeh Lodge, No. 507, Free and Accepted Masons, of Wolfe county;

An act authorizing the purchase of grounds for Federal buildings in the city of Louisville, and ceding to the United States jurisdiction over same;

An act to incorporate Ascension Church, Mt. Sterling;

An act to amend an act to amend and reduce into one the acts relating to the town of Uniontown," approved March 16, 1880;

An act for the benefit of Roxana Hughes;

An act to prohibit the sale of spirituous, vinous, and malt liquors in school district No. 25, in Graves county, and providing for taking a vote on that question;

An act for the benefit of T. J. Glenn, clerk of the Nicholas circuit court;

An act requiring certain legal advertising in Pendleton county to be inserted in any paper in general circulation published in Pendleton county;

An act to incorporate the Kentucky Hemp Producers' Association;

An act to incorporate the town of Stroud City, in Muhlenburg county;

An act to incorporate the Mt. Sterling, Campton, and Southeastern Railroad Company;

An act to incorporate the North Kentucky Fire Insurance Company;

Resolution instructing the Geological Survey to furnish specimens to the Agricultural and Mechanical College;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

FRIDAY, APRIL 23, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Georgetown, Oxford, and Leesburg Turnpike Company.

An act to amend an act, entitled "An act to charter the Payne's Depot and Mt. Vernon Turnpike Road Company," approved March 16th, 1870.

An act to prevent persons other than passengers and employes of railroads from getting on and off trains or engines whilst in motion.

An act to extend the charter of the Commercial Bank of Kentucky.

An act to define certain portions of the county line between Pike and Floyd counties.

An act to amend an act, entitled "An act to incorporate Shelbyville Female College," approved February 24, 1849.

An act to authorize the Fulton county court to sell the delinquent tax-lists of county levy belonging to Fulton county, and to authorize the person or persons buying the same to collect the taxes due thereon.

An act to incorporate the town of Beech Grove, in McLean county.

An act to incorporate the town of Nevada, in Mercer county.

An act to enforce and regulate land drainage in that part of Jefferson county lying south of the limits of the city of Louisville, and west of the main stem of the Louisville and Nashville and Great Southern Railroad.

An act for the benefit of Alexander Foxworthy, W. J. Goddard, and John B. Dickey.

An act to incorporate the Murray and State Line Gravel Road Company.

An act to amend the charter of the city of Dayton, in Campbell county.

An act to establish a school of learning at Stewartsville, Grant county.

An act to amend an act, entitled "An act to authorize and empower the county of Muhlenburg to compromise and fund its outstanding bonded indebtedness," approved March 18, 1878.

An act to incorporate the Grand Lodge of the Ancient Order of United Workmen of Color of Kentucky, and provide for its organization.

An act to incorporate the Dutch Fish Trap Bridge Company, and to facilitate communication between the counties of Hopkins and McLean.

An act incorporating the White Sulphur and Fisher's Mill Turnpike Road Company.

An act to empower the county court of Henderson county to take stock in turnpike or gravel roads in Henderson county.

An act to give the consent of the State of Kentucky to the acquisition by the United States of lands within said State for the purpose of constructing a canal around the falls of the Cumberland river, and ceding jurisdiction over the same.

An act to incorporate the Murray and Wadesboro Gravel Road Company.

An act to create a special road law for the counties of Lee and Rockcastle.

An act to provide for the collection of taxes in McCracken county.

An act to renew and amend the charter of the Camdenville and Van Buren Turnpike Road.

An act to incorporate the Corinth, Stringtown, and Cynthiana Turnpike Road Company.

An act to incorporate the Bank of Murray, in Calloway county.

An act to incorporate a benevolent society, the Sons and Daughters of Zion.

An act legalizing the revenue bond and county levy bond of W. R. Peal, sheriff of Trigg county.

An act to amend an act, entitled "An act to incorporate the Kentucky Southern Railroad Company," approved March 28th, 1872.

An act to incorporate the town of Brodhead, in Rockcastle county.

An act to amend an act, entitled "An act to amend the charter of the city of Louisville," approved February, 20th, 1873.

An act to amend the act incorporating the town of McHenry.

An act to amend the charter of the Irvine and Miller's Creek Turnpike Road and Bridge Company, and to legalize the transfer of

the stock of the Irvine and Miller's Creek districts therein to Estill county.

An act to amend and reduce into one the several acts concerning the town of Murray, and to re-charter said town.

An act to amend an act, entitled "An act to amend the charter of the town of Dixon, in Webster county."

An act for the benefit of Ed. Thomas, circuit court and late county court clerk of Grayson county.

An act to incorporate the Persimmon Grove and Pendleton Line Turnpike Company.

An act to amend an act, entitled "An act to incorporate the town of Bedford, in Trimble county, and for other purposes," approved March 5th, 1850.

An act to change the county line between the counties of Menifee, Powell, and Wolfe.

An act for the benefit of common school district No. 8, Washington county.

An act in relation to the levy and collection of certain taxes in Caldwell county.

An act to amend an act, entitled "An act to repeal the charter of the town of Corydon, Henderson county, and re-incorporate the same," approved March 8th, 1876.

An act to amend an act, entitled "An act to authorize the city of Henderson to issue bonds and fund her present indebtedness," approved January 30, 1878.

An act to incorporate the Third Avenue Methodist Episcopal Church, South, of Louisville.

An act for the benefit of Eliza Moore.

An act to amend an act, entitled "An act to incorporate the Bank of J. B. and Chas. Goodpaster & Co."

An act providing for special judges of county courts in certain cases in the counties of Carter and Elliott.

An act for the benefit of Estill and Lee counties.

An act to amend an act, entitled "An act to establish a system of common schools in the town of Corydon, Henderson county," approved March 25th, 1872.

An act regulating the trial of prosecutions in the police court of Franklin, when the regular judge thereof is objected to by the defendant.

An act to regulate the civil jurisdiction of the circuit courts of McCracken, Ballard, and Hickman during the time the common pleas court exists in said counties of McCracken, Ballard, and Hickman.

An act for the benefit of John L. McCormick, of Montgomery county.

An act authorizing Decater Vanmeter to build a mill-dam across Nolin river, in Edmonson county.

An act taxing shows for the benefit of Scottsville, Allen county.

An act to repeal all acts and parts of acts so far as the same authorize the county of Fayette and city of Lexington hereafter to subscribe stock in railroad companies.

An act to amend the charter of the town of Harrodsburg, Mercer county.

An act to incorporate the White Sulphur Springs Hotel Company, in Bath county.

Resolution to raise a joint committee to investigate the status of the State Penitentiary.

That they had adopted a resolution, which originated in the Senate, entitled

Resolution commemorative of Col. J. W. South.

That they had disagreed to a bill, which originated in the Senate, entitled

An act prescribing qualifications of common school commissioners, and regulating the course of study in the common schools of Logan, Simpson, and Todd counties.

That they had passed bills, which originated in the Senate, of the following titles, viz:

1. An act for the benefit of the trustees of Hartford.

2. An act to incorporate the Dixon and Princeton Railroad Company.

3. An act to incorporate the Morgantown Deposit Bank, of Morgantown.

4. An act to regulate the time of holding quarterly court in Garrard county.

5. An act to amend an act, entitled "An act to re-district the State into judicial districts," approved April 15, 1880.

6. An act in relation to the Butler Seminary, at Morgantown.

With an amendment to the third named bill.

That they had passed bills of the following titles, viz:

1. An act to incorporate the Farmers' Mutual Aid Association, of Bath county.

2. An act to amend article 18, chapter 41, General Statutes, title "Fees."

3. An act to repeal section 2, chapter 903, Session Acts 1878.

4. An act for the benefit of Frank Arnett, sheriff of Magoffin county.

5. An act for the benefit of John M. Power, of Magoffin county.

6. An act for the benefit of Wm. Quiggins, of Breckinridge county.

7. An act to amend the charter of the city of Ludlow.

8. An act to incorporate the California, Gubser's Mill, and Old State Road Turnpike Company.

9. An act to amend section 16, article 13, chapter 28, of the General Statutes, so far as the same applies to Campbell county.

10. An act to incorporate the Myra Branch and Kentucky River Coal and Iron Mining, Lumber, and Timber Company.

11. An act for the benefit of Jas. Wheeler, of Christian county.

12. An act to incorporate the Wyoming and East Fork Turnpike Road Company.

13. An act to prohibit the sale of spirituous, vinous, or malt liquors within the corporate limits of the town of Dixon, in Webster county, or within one mile thereof.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Banks and Insurance; the 2d to the Committee on General Statutes; the 3d and 10th to the Committee on the Judiciary; the 4th, 5th, and 11th to the Committee on Claims; the 6th to the Committee on Education; the 7th to the Committee on Codes of Practice; the 12th to the Committee on Internal Improvement, and the 8th, 9th, and 13th were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to amend an act to divide the Commonwealth of Kentucky into eighteen judicial districts, and to fix the terms thereof, and to abolish certain courts therein.

With an amendment thereto.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hays, from the Committee on Finance—

An act for the benefit of Martha E. Cosby, of Hart county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to amend the charter of the city of Maysville.

By same—

An act to protect certain birds and birds' eggs in Warren, Hickman, and Fulton counties.

By Mr. Skiles, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Mt. Sterling," approved March 7th, 1876.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prohibit the sale of spirituous, vinous, or malt liquors in the village of Slick Rock, and within a boundary of two miles of said village, in Barren county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to regulate the term of office of police judge and town marshal of the town of Carrollton.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prohibit the sale or giving or loaning of spirituous, vinous, or malt liquors within two miles of Deering Camp Meeting Ground, in Nicholas county.

By same—

An act to incorporate the Deering Camp Meeting Ground Association, in Nicholas county.

By Mr. Murray, from the Committee on Courts of Justice—

An act to enable the court of claims of shelby county to issue and sell bonds to pay off so much of the county levy and indebtedness of said county as is bearing ten per cent. interest.

By same—

An act to repeal all laws incorporating the town of Peak's Mill, in Franklin county, and creating a police judge and other town officers in said town.

By same—

An act to amend an act, entitled "An act to establish a graded school at St. James (late Shelby) College, in Shelbyville," approved March 10th, 1871.

By same—

An act for the benefit of Ira. J. Davidson, late clerk of the Perry county court.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to allow James Adams to peddle goods, wares, and merchandise in the counties of Franklin and Larue.

By Mr. Bertram, from the Committee on General Statutes—

An act to incorporate the Louisville and Burksville Oil, Mining, and Transportation Company.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to incorporate the Adair County Deposit Bank.

By Mr. Carpenter, from the Committee on General Statutes—

An act to authorize the Carroll county court to issue bonds to pay the indebtedness of said county.

By Mr. McElrath, from the Committee on Internal Improvement—

An act relating to the turnpike roads in the county of Henry.

By Mr. Hill, from the Committee on Education—

An act to incorporate the Middleburg Seminary, in Casey county.

By Mr. Skiles, from the Committee on Courts of Justice—

An act for the benefit of John W. Clarke, clerk of the Lyon circuit court, and late clerk of the Lyon county court.

By same—

An act to amend section 757 of an act regulating practice in civil cases.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill relating to the Vanceburg, Dry Run, and Kinniconick Turnpike Road Company.

By Mr. P. P. Johnston, from the Committee on Military Affairs—

A bill to amend an act in relation to the militia of this Commonwealth, and the re-organization of the State Guard.

By Mr. Murray, from the Committee on Courts of Justice—

A bill in relation to the town of Lewisport, Hancock county.

By Mr. Skiles, from same committee—

A bill for the benefit of the sheriff of Daviess county.

By same—

A bill to amend section 52 of the Code of Practice in civil cases.

By Mr. Carpenter, from same committee—

A bill to amend an act, entitled "An act to regulate the fees and salaries of certain public officers."

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill authorizing E. C. Hendrick, of Paducah, Ky., to take depositions by stenography to be read in the courts of this State and elsewhere.

By Mr. Skiles, from the Committee on Banks and Insurance—

A bill to incorporate the Newport Mutual Fire Insurance Company of Newport.

By Mr. Berry, from the Committee on General Statutes—

A bill to amend an act, entitled "An act to provide for liens for laboring men and supply men," approved March 20th, 1876.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

State of Kentucky, Executive Department,
Frankfort, April 23, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

Albert S. Dietzman, Jefferson county.
Albert A. Stoll, Jefferson county.
W. A. Byrne, Kenton county.
Joseph C. Finnell, Kenton county.
O. H. Harrison, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Foote, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Elijah W. Goff, of Hart county,

Reported the same without amendment.

Mr. Skiles moved an amendment to said bill.

Which was twice read and adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Griffith, the Senate took up for consideration the motion heretofore entered by Mr. Berry to reconsider the vote by which the Senate had passed a bill from the House of Representatives, entitled

An act to amend the charter of the National Mutual Benefit Association, approved April 6th, 1878.

And the question being taken thereon, it was decided in the affirmative.

On motion of Mr. Griffith,

Ordered, That said bill be committed to the Committee on Banks and Insurance.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act changing the time of the meeting of the General Assembly.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of Thos. Loftin, of McCracken county.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts is directed to draw his warrant on the Treasurer in favor of Thomas Loftin for the sum of one hundred and fifty dollars, payable out of any money in the Treasury not otherwise appropriated, for keeping Frank P. Loftin, a pauper lunatic, for one year and six months: *Provided*, This amount shall be in full for all claims for the care of said lunatic up to this date.

§ 2. This act shall take effect and be in force from and after its passage.

Mr. Skiles moved an amendment to said bill.

Which was twice read and adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	A. B Montgomery,
Alex E. Adams,	C. W. Gilmore,	David R. Murray,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
Joseph Bertram,	Sam. E. Hill,	John W. Rowlett,
James Blackburn,	Thomas Johnson,	Jas. Shackleford,
J. H. Bruce,	C. N. Lewis,	Ishmael H. Smith,
M. T. Carpenter,	T. J. McElrath,	Richard J. White,
Attila Cox,	R. I. McQuiddy,	J. H. Wilkinson,
W. H. Frederick,	Thos. J. Megibben,	A. H. Willingham—29.
John T. Gathright,	W. O. Mize,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Hays, from the Committee on Finance, to whom had been recommitted a bill from the House of Representatives, entitled

An act appropriating money for re-stocking the waters of Kentucky with food-fishes,

Reported the same without amendment.

Said bill reads as follows, viz:

WHEREAS, The General Assembly passed an act, approved March 20th, 1876, entitled "An act for the propagation and protection of food fishes in the waters of the State of Kentucky;" and whereas, the commissioners appointed under the provisions of the said act have proceeded to stock the waters of this Commonwealth, as far as practicable, with fish; and

whereas, the said commissioners, as shown by their report, are of the opinion that a further prosecution of the work will result in great benefit to the people of this State by reason of supplying them with a cheap and wholesome article of food; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of five thousand dollars be, and is hereby, appropriated for the furtherance of this object; said amount to be used in the same manner as prescribed in section first of the above named act, approved March 20th, 1876: *Provided*, That no money appropriated by this act shall be spent for the purchase of any variety of migratory fish, but shall be spent in purchasing native fish or foreign varieties which will be adapted to the waters of the State.

§ 2. In making the distribution, the commissioners shall deposit in each river of the State *pro rata* according to the capacity of the stream for producing fish. In said distribution the Cumberland river above the falls shall be recognized as a river, and receive its *pro rata* share of the distribution.

§ 3. This act to be in force from its passage.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I McQuiddy,
Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
Albert S. Berry,	Clint. Griffith,	W. O. Mize,
Joseph Bertram,	George T. Halbert,	Alex. B. Montgomery,
James Blackburn,	R. G. Hays,	David R. Murray,
J. H. Bruce,	Samuel E. Hill,	John W. Rowlett,
M. T. Carpenter,	Thomas Johnson,	James Shackleford,
Attila Cox,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	Richard J. White—28.
W. H. Frederick,		

Those who voted in the negative, were—

Henry George,	Ishmael H. Smith,	A. H. Willingham—5.
Clifton J. Pratt,	J. H. Wilkinson,	

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the motion heretofore entered by Mr. Murray to reconsider the vote by which the Senate had passed a bill from the House of Representatives, entitled

An act to authorize the judge of the Edmonson county court to sign certain orders of said court.

And the question being taken thereon, it was decided in the affirmative.

The third reading of said bill, and also the vote ordering it to its third reading, were then reconsidered.

Mr. Murray moved to amend said bill by striking out the word "his," in the 9th line thereof, before the word "sureties," and inserting in lieu thereof the word "their."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill to confer on quarterly courts jurisdiction in certain cases of misdemeanor, where the punishment is limited to a fine of $200, and confinement in the county jail not exceeding six months.

The question was then taken on the amendment heretofore proposed by Mr. Adair, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for the relief of the Penitentiary.

On motion of Mr. Carpenter,

Ordered, That the further consideration of said bill be postponed until Monday, the 26th inst., at 11 o'clock, A. M.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act to change the time of holding the court of common pleas of Edmonson county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to a third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act regulating the fees of the clerk of the Jefferson circuit court, the fees of the clerk of the Jefferson court of common pleas, the fees of the clerk of the Louisville chancery court, and the fees of the clerk of the county court of Jefferson county,

Reported the same without amendment.

Mr. Gathright moved an amendment to said bill.

Which was twice read and adopted.

On motion of Mr. Hays,

Ordered, That said bill be recommitted to the Committeee on General Statutes.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, entitled

An act to amend an act, entitled "An act to incorporate the Richmond, Irvine and Three Forks Railroad Company."

Which was granted, and the bill delivered to the messenger.

Mr. Montgomery, from the Committee on the Judiciary, reported a bill, entitled

A bill for the benefit of T. S. Gardiner, of Grayson county.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read the third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor is directed to draw his warrant on the Treasury for two hundred dollars for the benefit of T. S. Gardiner, to repay him that sum, which he paid as a reward for the capture of George Meece, charged and convicted of murder.

§ 2. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clinton Griffith,	Thomas J. Megibben,
Albert S. Berry,	Geo. T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	A B. Montgomery,
James Blackburn,	Samuel E. Hill,	David R. Murray,

J. H. Bruce,	Thomas Johnson,	Clifton J. Pratt,
Attila Cox,	P. P. Johnston,	John W. Rowlett,
W. H. Frederick,	C. N. Lewis,	James Shackleford,
John T. Gathright,	T. J. McElrath	Ishmael H. Smith,
Henry George,	R. I. McQuiddy,	Richard J. White—28.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	J. H. Wilkinson,
M. T. Carpenter,	H. H. Skiles,	A. H. Willingham—6.

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873;

An act to empower the Trenton School and Hall Company to issue bonds;

An act to amend chapter 801 of the Acts of the General Assembly for the session of 1869–'70;

An act for the benefit of V. F. Hartis, committee of W. Hartis, a pauper lunatic, of Butler county;

An act for the benefit of the assessor of Garrard county;

An act to amend an act, entitled "An act for the benefit of the public roads in Meade and other counties," approved February 12th, 1880;

An act to incorporate the Home of the Innocents;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to prevent the payment of fraudulent and illegal claims against the Commonwealth, and to recover such as have been paid;

An act to provide for the collection of claims due the Commonwealth;

An act to repeal an act, entitled "An act to prohibit the sale of intoxicating liquors in the town of Claysville," approved March 14th, 1872, and all amendments thereto;

An act to authorize the board of commissioners of the sinking fund of Bracken county to compromise with S. A. Donovan, late sheriff of Bracken county;

An act to amend an act to amend and reduce into one the several acts in relation to the city of Frankfort, approved March 16, 1869;

An act to incorporate the Monitor Insurance Company, of Lexington;

An act to amend an act, entitled "An act to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the future management thereof," approved March 4th, 1880;

An act for the benefit of A. B. Baird, of Ohio county;

An act to amend section 5, article 13, chapter 92, General Statutes.

An act to amend an act, entitled "An act to empower the Gallatin county court to take stock in turnpike roads in said county," approved March 10th, 1880;

An act to amend an act incorporating the town of London, Kentucky, authorizing the county judge to act as chairman of the board of trustees;

An act for the benefit of St. Vincent's Academy, in Union county;

An act for the benefit of Lincoln county;

An act to incorporate the Drennon Turnpike Company, of Henry county;

An act to authorize the Green and Barren River Navigation Company to construct and maintain a line of telephone or telegraph from Bowling Green to Evansville, Indiana;

An act to amend and change certain words in the first section of the revised and amended charter of the city of Newport, in relation to the boundary line of said city;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend chapter 41, General Statutes, title "Fees,"

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter the clerks of circuit courts, equity courts, and county courts (so far as the same will apply), shall receive the following fees for the services performed by them, viz:

For issuing each summons,	$0 20
For each copy thereof,	15
For entering and filing return thereof,	10

For each order of attachment,	$0 20
For each copy thereof,	15
For each order of injunction,	20
For each copy thereof,	15
For each subpœna *ad duces tecum*,	30
For each subpœna for witnesses,	20
Provided, That all of the witnesses living in the same county, ordered to be summoned at the same time, shall be included in one subpœna, and the fee therefor shall not be increased.	
For each warrant of arrest of a witness,	20
For entering and filing officer's return thereof,	10
For each order of arrest,	20
For each copy thereof,	15
For entering and filing officer's return thereof,	10
For each order of delivery,	20
For each copy thereof,	15
For entering and filing officer's return thereof,	10
For docketing an action, motion, or proceeding at each term,	8
For entering appearance of each party or parties to a cause, to be charged but once,	10
For filing a petition, or any other pleading,	10
For filing an amended pleading, but not to be taxed as costs,	20
For each order of court, the entire entry to be but one order,	20
For each copy thereof, when ordered,	15
For each trial, including all the services incident thereto,	60
For swearing a jury, if one be empanneled,	20
For entering a judgment without jury,	40
For each copy of a judgment, when ordered,	20
For taxing costs of each party or parties at each term, when judgment for costs is rendered or on final judgment, on a paper filed or to be filed with the action,	20
For a copy of taxation of costs, if called for,	15
For issuing an execution, including indorsements and return thereof, to be charged when issued,	45
For a copy of any execution and indorsements,	35
For recording each award of arbitrators or judgment in equity, or for a copy of either, for each twenty words or fraction thereof,	1½
For entering attendance of witnesses, and giving a certificate thereof, and swearing witnesses,	20
For recording post note of an estray, waif, or wreck, and advertising same,	60
For every order concerning the establishment, changing, and closing or discontinuing of roads, to be paid out of the county levy when the road is established, changed, closed, or discontinued, and by the applicant when it is not,	20
For each order appointing surveyor of road,	20
For each copy thereof,	15
The last two named to be paid out of county levy.	
For each order in proceedings for private passways, to be paid by applicant,	20
For each copy of same, to be paid by applicant when ordered,	20
For each license to peddle,	1 00
For each license to stand a stud, jack, or bull, or other animal,	40
For each report of list of surveyors of roads made and furnished to the grand jury, to be paid out of the county levy,	1 50

For taking the acknowledgment or proof of a deed of real estate, certifying and recording the same, and recording his own certificate,	$1 00
For each additional certificate,	20
For each additional tract embraced in such deed, except town lots,	20
For copy of deed, and certificate thereof,	75
For each commission to take depositions,	40
For copying courses and distances of any deed, for each tract when demanded,	20
For recording plat laid down in the allotment of dower or division of land, for each tract thereof,	20
For copying each report thereof, for each twenty words or fraction thereof,	1½
And for each plat, for each tract represented on the plat, including the description thereof,	20
For entering satisfaction of a mortgage or lien, when entered on the margin of the record-book,	15
For receiving the acknowledgment, recording, and certifying each deed of release of a mortgage or lien,	60
For a writ of *ad quod damnum*,	75
For recording report thereon, for every twenty words,	1½
For recording a map or plat accompanying such report,	20
For each order made by the clerk in vacation,	20
For receiving the acknowledgment or proof of any deed, mortgage, or agreement, power of attorney, marriage agreement, or other agreement or written instrument required by law to be done, and certifying same,	40
For recording powers of attorney, marriage agreements, and other agreements, allotments of dower, division of land, wills, inventories, sale bills, settlement of fiduciary accounts, and certificates thereof, for every twenty words or fraction thereof,	1½
For each order in the county court,	15
For each copy thereof, when ordered,	15
For the probate of a will and certificate, including all services relating thereto,	40
For an order granting an administration, appointing guardian, curator, or committee of an idiot or lunatic, or appraisers of estate or any fiduciary,	20
For taking a bond from any fiduciary,	40
For certificate of administration or copy of it,	20
For every tavern license and bond,	75
For copy of tavern rates,	20
For license to vend spirituous liquors,	75
For order granting the same,	20
For marriage license, bond, certificate, and recording it,	1 25
For order binding out an apprentice,	20
For copy of same, when ordered,	20
For writing the indentures and recording same,	75
For making a record for the establishment of a town, recording the plan or plat thereof, and all other services rendered,	4 00
For recording survey of a city or town, or any part thereof, or any addition to, or the extension of the boundary of a town or city,	2 50
For taking a bond from the owner of a ferry, or in any other case where no fee is fixed specially by law,	40
For copy of any bond when ordered,	35

For each writ of possession,	$0 75
For each official certificate,	20
For issuing a writ of idiocy or lunacy,	40
For recording each inquisition under same,	40
For each copy of such inquisition, when ordered,	40
For copying a record, for every twenty words,	1½
For copying any other paper not specified, for every twenty words,	1½
For taking a recognizance in court,	40
For taking each replevin bond,	40
For every summons required by law,	20
For entering and recording on the order-book commissioners' reports, or any exhibit or paper in any cause, when ordered by the judgment or order of the court, for every twenty words,	1½
For recording special verdict, for every twenty words,	1½
For recording an execution and its returns and indorsements, when land is sold thereunder, to be charged to plaintiff, and included in the redemption price,	40
For recording release or redemption of land sold under execution, to be added to the price of redemption,	20
For recording transcript from a justice of the peace or quarterly court, in order to obtain execution from the circuit clerk's office, to be paid by the plaintiff, and charged as costs in said execution,	25
For recording each bond required by law to be recorded in equity proceedings,	40
For issuing each supersedeas,	20
For each copy thereof,	15
For recording the conveyance of personal or chattel property, taking the acknowledgment or proof thereof, and recording the orders and certificate, including the whole service,	75
For each copy thereof,	60
For recording mortgage of real estate, certificates, and all services connected with the same,	1 00
For copy of same,	75
For recording mortgage of personalty,	75
For copy of same,	60
For recording deeds of trust or assignments for the benefit of creditors,	1 00
For copy of same, when ordered,	75
For taking bond required of the trustee or trustees in such cases, and including all services connected with it,	75
For recording inventories required to be filed by the trustee, for every twenty words,	1½
For each certificate of the election of an officer, to be paid by the person receiving it,	40
For each license to a broker,	75
For administering an oath to a broker,	20
For each license to sell playing cards,	75
For each bond required of a vender of playing cards,	75
For copying tax book for sheriff and Auditor, for each line across the page of each copy, including the name of the person and the last number of total value, to be ascertained by the Auditor, and paid out of the Treasury,	1½
For each bond required to be taken by the clerk, including the administration of an oath to the securities and the certificate thereof,	50

For each copy thereof, when ordered, - - - - $0 20
For filing each appeal, - - - - - - 15
For each summons thereof, - - - - - 20
For each copy thereof, - - - - - - 15
For filing return thereof, - - - - - - 10
For entering satisfaction, or release or discharge of a judgment, in whole or in part, in court or on an order-book, to be paid by the party procuring the same, and when made by the clerk, - 20
For administering an oath and certificate thereof, - - 15
For filing an attachment granted by a justice of the peace or county judge, - - - - - - - 10
For copying a surveyor's report, for every twenty words or fraction thereof, - - - - - - - 1½
For copying a plat, for each tract presented therein, - - 15
For filing papers in any cause for each party, exclusive of process, pleading, deposition, or papers referred to in the pleadings, to be charged as costs once to each party, - - - - 20
For filing a deposition, to be charged but once in each case, and all those contained in one envelope to be counted as one. - 10
For affixing seal of office and certificate of same, except in cases exempt from charge, - - - - - - 35
For each order and certificate allowing any claim against the county or State Treasury, where the claim exceeds $5, and to be paid by the claimant, - - - - - - 20
Similar fees for similar services shall be allowed in all cases in the name of the Commonwealth when a fine is assessed and collected.
For issuing a warrant in bastardy case, - - - - 75

ARTICLE II.

Fees of Clerks, payable out of State Treasury.

Certified list of petit jurors to the sheriff or other officer, - 20
Certified list of grand jurors to the sheriff or other officer, - 20
Filing same when returned by sheriff, and writing names of jurors on slips of paper, - - - - - - 20
Order excusing juror, for each juror excused, - - - 20
Noting names of standing jurors on order-book, - - - 20
Order for sheriff or other officer to summon other jurors, each order, - - - - - - - 10
Noting on order-book the allowance to petit jurors, each, - 1½
Noting on order-book the allowance to grand jurors, each, - 1½
Order trustee of jury fund to pay jurors, each, - - - 1½
Certifying allowance to trustee of jury fund, to by-stander jurors, each, - - - - - - - - 1½
Recording settlement of trustee of jury fund, copying and certifying same to Auditor, and for all services incident thereto, - 60
Order appointing and swearing jury commissioners - - 20
Furnishing to jury commissioners names of persons exempted from service, - - - - - - - 20
Recording receipt of envelope of sealed return of jury commissioner, and the oath of clerk and deputy, - - - 20
Certifying allowance to trustee of jury fund to petit jurors, each, 1½
Certifying allowance to trustee of jury fund to grand jurors, each, 1½

§ 2. It shall be the duty of the county attorney in each county to see that the officers named in the first section of this act comply with the pro-

visions of this act, and may enforce compliance with the same by rule and attachment as in case of contempt, in the respective courts named in the first section of this act.

§ 3. All laws inconsistent with this are hereby repealed.

§ 4. This act to take effect from and after the first day of April next.

Mr. Montgomery moved that said bill be ordered to its third reading.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Clifton J. Pratt,
Joseph Bertram,	George T. Halbert,	Ishmael H. Smith,
M. T. Carpenter,	Sam. E. Hill,	J. H. Wilkinson,
W. H. Frederick,	David R. Murray,	A. H. Willingham—13.
Henry George,		

Those who voted in the negative, were—

Albert S. Berry,	R. G. Hays,	W. O. Mize,
James Blackburn,	P. P. Johnston,	A. B. Montgomery,
J. H. Bruce,	C. N. Lewis,	John W. Rowlett,
Attila Cox,	T. J. McElrath,	James Shackleford,
Charles D. Foote,	R. I. McQuiddy,	H. H. Skiles,
John T. Gathright,	Thos. J. Megibben,	Richard J. White—19.
Clint. Griffith,		

So said bill was disagreed to.

Mr. McElrath moved to reconsider the vote by which the Senate had rejected said bill.

Mr. Cox moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cox and McElrath, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Clinton Griffith,	W. O. Mize,
James Blackburn,	R. G. Hays,	A. B. Montgomery,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
Attila Cox,	P. P. Johnston,	James Shackleford,
Chas. D. Foote,	T. J. McElrath,	H. H. Skiles,
C. W. Gilmore,	R. I. McQuiddy,	Richard J. White—18.

Those who voted in the negative were—

Alex. E. Adams,	Henry George,	David R. Murray,
Joseph Bertram,	Geo. T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	Sam. E. Hill,	Ishmael H. Smith,
W. H. Frederick,	C. N. Lewis,	J. H. Wilkinson,
John T. Gathright	Thos. J. Megibben,	A. H. Willingham—15.

Mr. George moved to reconsider the vote by which the Senate had adopted a resolution proposed by Mr. Bruce providing for the holding of evening sessions.

And the question being taken thereon, it was decided in the negative.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to make the seduction of any unmarried female of good repute, under twenty-one years of age, with illicit connection under promise of marriage, a felony.

Mr. Carpenter moved an amendment to said bill.

Pending the consideration of which, on motion of Mr. P. P. Johnston,

Ordered, That the further consideration of said bill be postponed until Tuesday next, the 27th inst.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act for the benefit of the Agricultural and Mechanical College of Kentucky.

Which was read the first time and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That for the purpose of endowing the Agricultural and Mechanical College of Kentucky, and enabling it to purchase the apparatus, machinery, and implements necessary for its successful operation, and for the purpose of making proper provision for the maintenance and conduct of a Normal Department in connection therewith, for the proper instruction of common school teachers, and for the payment of the necessary salaries to its officers, professors, instructors, &c., and for the purpose of purchasing a library for the use of the college and the defrayment of the other necessary expenses of said college, a tax of one half of one cent on each one hundred dollars of value of the property in the State liable to taxation for State revenue, shall be paid by the owners of said property, or the persons assessed for taxation with respect to said property, at the time the taxes for State revenue are by law payable in the year 1880; and a like tax of one half of one cent on each one hundred dollars of value of said property shall likewise be paid at the same time in the year 1881, and in each and every year thereafter: *Provided*, That no tax shall be assessed or collected under the provisions of this act upon the property of the colored citizens of this Commonwealth.

§ 2. The tax hereby provided for shall be collected in the same manner and by the same officers who are by law authorized to collect the sums raised by taxation for State revenue, and shall be charged to the

officers collecting the same as the revenue proper is charged; and said officers shall have the same power of distraint and all other means of enforcing the payment thereof as now exists in regard to taxes levied for the purposes of State revenue; and said officers and their sureties shall be liable therefor on their official bonds in the same manner and to the same extent as said officers are now liable in regard to the taxes levied for the purposes of State revenue.

§ 3. All sums collected under the provisions of this act shall be kept as a distinct and separate fund for the benefit of the Agricultural and Mechanical College of Kentucky, and shall be paid over by the Treasurer of the State to the treasurer of the Agricultural and Mechanical College as fast as collected, upon warrants drawn therefor by the Auditor.

§ 4. This act shall take effect from and after its passage.

Mr. Halbert moved to postpone the further consideration of said bill, and make it the special order of the day for Monday, the 26th inst., at 11 o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Halbert and Wilkerson, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. I. McQuiddy,	John W. Rowlett,
Geo. T. Halbert,	W. O. Mize,	H. H. Skiles,
Thomas Johnson,	A. B. Montgomery,	Ishmael H. Smith,
C. N. Lewis,	Clifton J. Pratt,	J. H. Wilkinson—12.

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	P. P. Johnston,
Albert S. Berry,	John T. Gathright,	T. J. McElrath,
Joseph Bertram,	Henry George,	Thos. J. Megibben,
James Blackburn,	C. W. Gilmore,	David R. Murray,
J. H. Bruce,	Clint. Griffith,	Jas. Shackleford,
M. T. Carpenter,	R. G. Hays,	Richard J. White,
Attila Cox,	Samuel E. Hill,	A. H. Willingham—22.
Charles D. Foote,		

Mr. Mize moved to amend said bill by adding thereto the following as an additional section, viz:

Provided, That the taxation, as stated in this bill, be presented for ratification or rejection to the legal voters of this Commonwealth at the regular August election, 1880.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bertram and Mize, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Thomas Johnson,	Clifton J. Pratt,
Joseph Bertram,	C. N. Lewis,	John W. Rowlett,
J. H. Bruce,	R. I. McQuiddy,	H. H. Skiles,
W. H. Frederick,	W. O. Mize,	Ishmael H. Smith,
Henry George,	A. B. Montgomery,	J. H. Wilkinson—16.
George T. Halbert,		

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	Thos. J. Megibben,
Albert S. Berry,	Clint. Griffith,	David R. Murray,
James Blackburn,	R. G. Hays,	Jas. Shackleford,
Attila Cox,	Sam. E. Hill,	Richard J. White,
Charles D. Foote,	P. P. Johnston,	A. H. Willingham—17.
John T. Gathright,	T. J. McElrath,	

Mr. Montgomery moved the following amendment as a substitute for said bill, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That three thousand dollars per year be appropriated, out of any funds in the Treasury not otherwise appropriated, to the Agricultural College at Lexington, by the directors of said college, to support and maintain said college

§ 2. This appropriation shall begin from the passage of this act, and continue in force till its repeal.

§ 3. This act shall take effect from and after its passage.

Mr. Rowlett moved to amend said proposed amendment by striking out the word "three," before the word "thousand," where it occurs therein, and inserting in lieu thereof the word "five."

And the question being taken thereon, it was decided in the negative.

Pending the further consideration of said bill and proposed amendment, Mr. Wilkinson moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

SATURDAY, APRIL 24, 1880.

A message was received from the House of Representatives, announcing that they had concurred in amendments proposed by the Senate to bills which originated in the House of Representatives, entitled

An act for the benefit of Thos. Loftin, of McCracken county.

An act for the benefit of E. W. Goff, of Hart county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend the General Statutes, subject "Revenue and Taxation."

An act to incorporate the Madison and Southern Railroad Company.

An act to regulate the conduct of lotteries in this State, and to impose a penalty for violating the laws regulating and prohibiting the same.

An act for the benefit of Henry D. Boswell, of Ohio county.

An act to regulate public grain warehouses in this Commonwealth.

An act to authorize the Owensboro Water Company to increase their bonded indebtedness.

An act to change the time of holding the court of claims of Hardin county.

An act authorizing the sale of certain books belonging to the State now in the clerk's office of the Bell county court.

With an amendment to the last named bill.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to repeal an act, entitled "An act to amend the charter of the Columbia and Burksville Turnpike Road Company."

2. An act to amend chapter 67, General Statutes.

3. An act to amend section 5 of an act, entitled "An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts therein," approved April 15th, 1880.

4. An act to incorporate the Falmouth and Berryville Turnpike Road Company.

Those who voted in the affirmative, were—

Alex. E. Adams,	Thomas Johnson,	Clifton J. Pratt,
Joseph Bertram,	C. N. Lewis,	John W. Rowlett,
J. H. Bruce,	R. I. McQuiddy,	H. H. Skiles,
W. H. Frederick,	W. O. Mize,	Ishmael H. Smith,
Henry George,	A. B. Montgomery,	J. H. Wilkinson—16.
George T. Halbert,		

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	Thos. J. Megibben,
Albert S. Berry,	Clint. Griffith,	David R. Murray,
James Blackburn,	R. G. Hays,	Jas. Shackleford,
Attila Cox,	Sam. E. Hill,	Richard J. White,
Charles D. Foote,	P. P. Johnston,	A. H. Willingham—17.
John T. Gathright,	T. J. McElrath,	

Mr. Montgomery moved the following amendment as a substitute for said bill, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That three thousand dollars per year be appropriated, out of any funds in the Treasury not otherwise appropriated, to the Agricultural College at Lexington, by the directors of said college, to support and maintain said college

§ 2. This appropriation shall begin from the passage of this act, and continue in force till its repeal.

§ 3. This act shall take effect from and after its passage.

Mr. Rowlett moved to amend said proposed amendment by striking out the word "three," before the word "thousand," where it occurs therein, and inserting in lieu thereof the word "five."

And the question being taken thereon, it was decided in the negative.

Pending the further consideration of said bill and proposed amendment, Mr. Wilkinson moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

SATURDAY, APRIL 24, 1880.

A message was received from the House of Representatives, announcing that they had concurred in amendments proposed by the Senate to bills which originated in the House of Representatives, entitled

An act for the benefit of Thos. Loftin, of McCracken county.

An act for the benefit of E. W. Goff, of Hart county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend the General Statutes, subject "Revenue and Taxation."

An act to incorporate the Madison and Southern Railroad Company.

An act to regulate the conduct of lotteries in this State, and to impose a penalty for violating the laws regulating and prohibiting the same.

An act for the benefit of Henry D. Boswell, of Ohio county.

An act to regulate public grain warehouses in this Commonwealth.

An act to authorize the Owensboro Water Company to increase their bonded indebtedness.

An act to change the time of holding the court of claims of Hardin county.

An act authorizing the sale of certain books belonging to the State now in the clerk's office of the Bell county court.

With an amendment to the last named bill.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to repeal an act, entitled "An act to amend the charter of the Columbia and Burksville Turnpike Road Company."

2. An act to amend chapter 67, General Statutes.

3. An act to amend section 5 of an act, entitled "An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts therein," approved April 15th, 1880.

4. An act to incorporate the Falmouth and Berryville Turnpike Road Company.

5. An act to authorize the employment in cleaning and repairing the streets, sewers, and other public property of the city of Lexington of prisoners confined at labor in the work-house of said city.

6. An act to regulate the mode and manner of discharge of prisoners confined in the work-house of the city of Lexington.

7. An act to amend the charter of Richmond and Lancaster Turnpike Company.

8. An act to incorporate the Louisville Bar Association.

9. An act for the benefit of J. A. B. Huddleston and W. A. Walthall.

10. An act to prevent the destruction of fish in the waters of Slate creek, within the boundaries of Bath county.

11. An act to incorporate the Kentucky River Union Mining and Manufacturing Company.

12. An act to revive and continue in force an act, entitled "An act to incorporate the Eastern Kentucky Coal, Iron, Lumber, Land, and Manufacturing Company, which became a law on the 22d April, 1873.

13. An act to regulate the time of holding the regular terms of the county courts in this Commonwealth.

14. An act for the benefit of Wm. Combs and W. J. Boone.

15. An act to amend an act, entitled "An act to authorize John Pursley to erect a boom across Wolf creek, in Martin county."

16. Resolution of thanks to Hon. Thos Turner.

Which bills and resolution were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st, 4th, and 7th to the Committee on Internal Improvement; the 2d to the Committee on General Statutes; the 3d, 5th, 6th, 8th, 11th, 12th, and 13th to the Committee on the Judiciary; the 9th and 14th to the Committee on Claims; the 10th and 15th to the Committee on Propositions and Grievances, and the 16th, the resolution, to the Committee on Courts of Justice.

A message was received from the House of Representatives, announcing that they adhered to an amendment proposed by them to a bill, which originated in the Senate, entitled

An act to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments," and to re-enact section 5 of article 29 of chapter 29 of the General Statutes.

Mr. Skiles moved to reconsider the vote by which the Senate had refused to concur in said amendment.

And the question being taken thereon, it was decided in the affirmative.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, entitled

An act to change the county line between Washington and Mercer counties.

Which was granted, and the bill delivered to the messenger.

The Senate resumed the unfinished business of yesterday, it being a bill from the House of Representatives, entitled

An act for the benefit of the Agricultural and Mechanical College of Kentucky,

Which had been taken up from the Clerk's desk.

Sundry amendments were proposed to said bill.

Pending the consideration of which, on motion of Mr. P. P. Johnston,

Ordered, That the further consideration of said bill and pending amendments be postponed and made the special order of the day for Tuesday, the 27th inst., at 10 o'clock, and from day to day until disposed of.

Mr. Skiles moved the following resolution, viz:

Resolved, That the Committee on Education are hereby requested to draft and introduce a bill looking to the amelioration of the present condition of the negro or colored population of this Commonwealth, and to the better education of the same.

Which was twice read and adopted.

The Senate took up for consideration a bill, entitled

A bill to amend an act, entitled "An act to amend the charter of the Louisville, Cincinnati and Lexington Railway," approved 1st April, 1880.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Halbert, from the Committee on Religion and Morals—

An act regulating the granting merchant's license within the counties of Nelson and Adair.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to prevent hogs from running at large along certain turnpike roads in Bracken county.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to incorporate the Sharon Cemetery Company, in Bracken county.

By Mr. Cox, from the Committee on Education—

An act for the benefit of common school district No. 88, in Owen county.

By Mr. Hays, from the Committee on Finance—

An act to close up and discontinue Curran street, between Fourth and Fifth streets, in the city of Louisville.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to provide for the building of turnpike roads in Todd county, Kentucky, and to authorize the different magisterial districts or election precincts therein to vote a tax for that purpose," approved March 20th, 1876.

By Mr. Wilkinson, from the Committee on Codes of Practice—

An act to amend the charter of the city of Ludlow.

By Mr. Hays, from the Committee on Finance—

An act to amend chapter 350, section 2, of Acts 1876.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to amend and revise an act, entitled "An act to establish a system of common schools for the town of Louisa, and so much of school district No. 1 as may be outside the corporate limits of said town," approved March 6th, 1880.

By Mr. Cox, from the Committee on Banks and Insurance—

An act to incorporate the Home Building and Loan Association, of Greenville.

By Mr. Skiles, from the Committee on the Judiciary—

An act regulating the summoning of jurors, and prescribing a penalty upon persons soliciting service as jurors.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to amend an act, entitled "An act to prevent stock from running at large in Boone county," approved February 18th, 1876.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to regulate the fees of certain officers in trials of writ of forcible entry and detainer.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. George moved to reconsider the vote by which the Senate had passed a bill, entitled

A bill for the benefit of pauper idiots.

The third reading of said bill, and also the vote ordering it to its third reading, were then reconsidered.

Mr. George moved an amendment to said bill.

Which was twice read and adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

Said bill having been engrossed, was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts is hereby directed to draw his warrant on the Treasurer in favor of the several committees for the several idiots hereinafter named, and for the amounts set forth, to-wit: Henry Smith, committee for Joseph Smith, of Hardin county, thirty-seven dollars and fifty cents; Wm. Bland, committee for Nora Whitterby, of Hardin county, thirty-seven dollars and fifty cents; Elizabeth Madison, committee for Bennett Madison, of Butler county, thirty-one dollars and twenty cents; Wm. H. Holsclaw, committee for Martin Mulligan, of Bullitt county,

twenty-six dollars; Joseph Greenwell, committee for Wm. Brooks, of Bullitt county, thirty-eight dollars and fifty four cents; Jas. Honore, committee for G. W. Honore, of Nicholas county, seventy-five dollars; Jacob S. Bratton, committee for Clinton Kergin, of Cumberland county, seventy-five dollars; W. A. Brown, committee for Nancy Fuel, of Boyle county, fifty-six dollars and twenty-five cents; David Jones, committee for Edward James, of Boyle county, thirty seven dollars and fifty cents; Samuel M. Wilson, committee for Melissa Wilson, of Ohio county, one hundred and five dollars and twenty cents; James Mann, committee for Susan J. Wood, of Nicholas county, seventy-five dollars; George W. Myres, committee for James H. Myres, of Nicholas county, one hundred and six dollars and twenty-five cents; Bentley Zachary, committee for Bentley Zachary, jr., of Grayson county, seventy five dollars; G. W. Sewell, committee for Jno. Spicer, of Breathitt county, seventy-five dollars; Wm. Howarton, committee for Wm. Sharp, of Shelby county, sixty-two dollars and fifty cents; E. H. O'Daniel, committee for Josephine O'Daniel, of Marion county, seventy-five dollars; Henry V. Pool, committee for Sarah Caroline Bruce, of Hickman county, thirty-seven dollars and fifty cents; Geo. W. Dehoney, committee for Robert Wheat, of Adair county, fifty-five dollars and eighty-one cents; Harry Walls, committee for Martha Goble, of Casey county, seventy-five dollars; Elizabeth Madison, committee for Bennett Madison, of Butler county, thirty-one dollars and twenty cents; James Mann, committee for George W. Mann, of Boyle county, seventy-five dollars; Yancie Smith, committee for Wm. C. Smith, of Lincoln county, sixty dollars and sixty-two cents; George W. Myres, committee for Mary D. Myres, of Nicholas county, one hundred and six dollars and twenty-five cents; Mary Farmer, committee for Mathew Farmer, of Pulaski county, seventy-five dollars; Robert Russell, committee for Frankee Land, of Pulaski county, fifty dollars; Peter F. Park, committee for Jacob M. Park, of Ohio county, one hundred and twenty-five dollars; Polly Self, committee for Bell Self, of Lincoln county, fifty-six dollars and twenty-five cents; Asberry Hainey, committee for Massalena Hainey, of Morgan county, seventy-five dollars; Martin Preston, committee for Savila O'Bryant, of Johnson county, thirty-seven dollars and fifty cents; Shelby Owsley, committee for Margaret Owsley, of Lincoln county, seventy-five dollars; Wm. D Cardwell, committee for John Spicer, of Breathitt county, thirty-seven dollars and fifty cents; Hezekiah McKehan, committee for Isaac McKehan, of Whitley county, seventy-five dollars; Wm. Q. Quinn, committee for Elizabeth Quinn, of Madison county, thirteen dollars and fifty cents.

§ 2. This act shall be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Geo. T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	David R. Murray,
James Blackburn,	Sam. E. Hill,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
M. T. Carpenter,	P. P. Johnston,	Jas. Shackleford,
Charles D. Foote,	C. N. Lewis,	H. H. Skiles,

John T. Gathright,	T. J. McElrath,	Ishmael H. Smith,
Henry George,	R. I. McQuiddy,	J. H. Wilkinson,
C. W. Gilmore,	Thos. J. Megibben,	A. H. Willingham—27.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the Senate had passed a bill from the House of Representatives, entitled

An act to repeal so much of an act, entitled "An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments, and to regulate compensation therefor," approved April 9th, 1878, as applies to the county of McCracken.

On motion of Mr. Carpenter,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Wednesday next, the 28th inst., at 11 o'clock, A. M.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Skiles, from the Committee on the Judiciary—

A bill to amend an act, entitled "An act to incorporate the Louisville Board of Trade."

By Mr. Halbert, from the Committee on Propositions and Grievances—

A bill to repeal sections 3 and 5 of an act, approved February 28, 1880, entitled "An act to amend the act of incorporation of the town of Greenup, in Greenup county, and the acts amendatory thereof."

By Mr. McElrath, from the Committee on the Judiciary—

A bill to authorize the construction of temporary drifts or booms in Station Camp creek, in Estill county, and prescribing a penalty for a failure to secure the same.

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to incorporate the Mt. Sterling, Hinkston, and Bath Turnpike Road Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the Central Lunatic Asylum at Anchorage;

An act to incorporate the Commonwealth Fire and Marine Insurance Company;

An act to incorporate the Paducah and Illinois Bridge Company;

An act to confer on the commissioner of common schools in Campbell county the same power and authority over the incorporated districts of said county as over the school districts now allowed by law;

An act for the benefit of Elijah W. Goff, of Hart county;

An act for the benefit of Thos. Loftin, of McCracken county;

An act concerning justices' courts in Madison county;

An act for the benefit of Mrs. Eliza A. Snell, of Scott county;

An act for the benefit of John H. Shields, of Hickman county;

An act to amend the charter of the Alton and Camdenville Road Company, approved March 26th, 1878;

An act to regulate the sale of spirituous, vinous, and malt liquors in the town of Verona, in Boone county;

An act for the benefit of George A. Burton, a pauper idiot, of Pulaski county;

An act to amend the charter of the city of Frankfort;

An act for the benefit of John P. Barrett, late sheriff of Ohio county;

An act to repeal so much of section 4 of an act, entitled "An act to regulate the civil jurisdiction of justices of the peace," &c., approved March 20th, 1876, as relates to appeals in the county of Robertson;

An act to amend an act, entitled "An act to incorporate the Grand Central Building and Savings Association, of Newport, Campbell county;"

An act to prohibit the sale of spirituous, vinous, or malt liquors at or within two miles of Millwood Seminary, in school district No. 52, Logan county;

An act supplemental to, and amendatory of, an act, entitled "An act to re-enact and amend an act, entitled 'An act to authorize

the people of Henry county to vote a tax for the purpose of aiding companies in the building of turnpike roads in said county,' approved March 9, 1869, and the acts amendatory thereto to which this is an amendment," being approved March, 1880;

An act to amend an act, approved February 21st, 1880, and entitled "An act regulating the city court of Louisville, and the remuneration of its officers;"

An act to amend an act, entitled "An act to charter the National Turnpike Road Company;"

An act to prohibit the sale of spirituous, vinous, or malt liquors at or within two miles of the school-house in common school district No. 55, in Logan county;

An act authorizing Simpson county court to impose an extra tax for road improvements;

An act for the benefit of the Springfield, Willisburg, Antioch, and Fox Creek Turnpike Road Company, of Washington county;

An act to incorporate Frankfort Council, No. 7, Royal Templars of Temperance, of Frankfort;

An act to repeal section 12, article 8, chapter 92, General Statutes, and to amend said chapter;

An act to amend an act, entitled "An act to charter the Richmond and Lancaster Turnpike Road Company;"

An act to incorporate the Highland Literary, Scientific, and Military Institute;

An act for the benefit of school district No. 27, Hancock county;

An act to increase the jurisdiction of justices of the peace of Lewis, Laurel, Rockcastle, and Lincoln counties;

An act for the benefit of E. A. Hensley, of Wolfe county;

An act to charter the Knights of Honor Mutual Aid Association;

An act to amend an act, entitled "An act to provide for the building of turnpike roads in Todd county, Kentucky, and to authorize the different magisterial districts or election precincts therein to vote a tax for that purpose," approved March 20th, 1876;

An act to reduce into one the several acts concerning the town of Greensburg;

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of John Wallace, late clerk of the Boone county circuit court;

An act to amend an act, entitled "An act to incorporate the town of Midway, in Woodford county," approved February 17th, 1846;

An act for the benefit of Daniel M. Hager, of Magoffin county;

An act for the benefit of Hiram H. Warder, late sheriff of Lewis county;

An act to amend the charter of the city of Vanceburg;

An act for the continuation of the Geological Survey of Kentucky;

An act for the benefit of George W. Sutton, of Webster county;

An act for the benefit of John P. Raymond, of Robertson county;

An act for the benefit of the trustees of Hartford;

An act to regulate the time of holding quarterly court in Garrard county;

An act to incorporate the Dixon and Princeton Railroad Company;

An act to amend an act, entitled "An act to re-district the State into judicial districts," approved April 15, 1880;

An act in relation to the Butler Seminary, at Morgantown;

An act changing the time of the meeting of the General Assembly;

Resolution commemorative of Col. Jerry W. South;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

Mr. Bertram moved the following resolution, viz:

Resolved, That the Senate will continue the call of members to-day until 1 o'clock, P. M., and then adjourn to meet again at 9 o'clock, A. M., Monday.

Which was twice read and adopted.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of Thomas H. Caywood, of Fleming county.

An act to amend an act, entitled "An act to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the future management thereof," approved March 4, 1880.

An act to amend section 5, article 13, chapter 92, General Statutes.

An act to amend and change certain words in the first section of the revised and amended charter of the city of Newport, in relation to the boundary line of said city.

An act concerning the Northern Bank of Kentucky.

An act for the benefit of Roxana Hughes.

An act to prohibit the sale of spirituous, vinous, and malt liquors in school district No. 25, in Graves county, and providing for taking a vote on that question.

An act to amend an act to amend and reduce into one the acts relating to the town of Uniontown," approved March 16, 1869.

An act to amend and extend an act, entitled " An act to incorporate the Midway and Craig's Mill Turnpike Road Company."

An act to incorporate the Kentucky Hemp Producers' Association.

An act to incorporate the town of Stroud City, in Muhlenburg county.

An act requiring certain legal advertising in Pendleton county to be inserted in any paper in general circulation published in Pendleton county.

An act for the benefit of T. J. Glenn, clerk of the Nicholas circuit court.

An act to increase the jurisdiction of the quarterly court of Mason county.

An act authorizing the funding board of Caseyville and Lindle districts, in Union county, to bring suits, and bind said districts for the expenses thereof.

An act to amend article 5, chapter 106, General Statutes.

An act to amend an act, entitled " An act to incorporate the town of Chester, in Mason county," approved January 17, 1878.

An act for the benefit of F. G. Mitchell, sheriff of Allen county,

An act to prevent the sale of spirituous, vinous, or malt liquors, or any mixture thereof, in any quantities, within two miles of Monroe Meeting-house, in Hart county.

An act for the benefit of A. B. Baird, of Ohio county.

An act to authorize the board of commissioners of the sinking fund of Bracken county to compromise with S. A. Donovan, late sheriff of Bracken county.

An act to repeal an act, entitled "An act to prohibit the sale of intoxicating liquors in the town of Claysville," approved March 14th, 1872, and all amendments thereto.

An act to provide for the collection of claims due the Commonwealth.

An act for the benefit of Lincoln county.

An act for the benefit of Daniel M. Hager, of Magoffin county;

An act for the benefit of Hiram H. Warder, late sheriff of Lewis county;

An act to amend the charter of the city of Vanceburg;

An act for the continuation of the Geological Survey of Kentucky;

An act for the benefit of George W. Sutton, of Webster county;

An act for the benefit of John P. Raymond, of Robertson county;

An act for the benefit of the trustees of Hartford;

An act to regulate the time of holding quarterly court in Garrard county;

An act to incorporate the Dixon and Princeton Railroad Company;

An act to amend an act, entitled "An act to re-district the State into judicial districts," approved April 15, 1880;

An act in relation to the Butler Seminary, at Morgantown;

An act changing the time of the meeting of the General Assembly;

Resolution commemorative of Col. Jerry W. South;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

Mr. Bertram moved the following resolution, viz:

Resolved, That the Senate will continue the call of members to-day until 1 o'clock, P. M., and then adjourn to meet again at 9 o'clock, A. M., Monday.

Which was twice read and adopted.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of Thomas H. Caywood, of Fleming county.

An act to amend an act, entitled "An act to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the future management thereof," approved March 4, 1880.

An act to amend section 5, article 13, chapter 92, General Statutes.

An act to amend and change certain words in the first section of the revised and amended charter of the city of Newport, in relation to the boundary line of said city.

An act concerning the Northern Bank of Kentucky.

An act for the benefit of Roxana Hughes.

An act to prohibit the sale of spirituous, vinous, and malt liquors in school district No. 25, in Graves county, and providing for taking a vote on that question.

An act to amend an act to amend and reduce into one the acts relating to the town of Uniontown," approved March 16, 1869.

An act to amend and extend an act, entitled "An act to incorporate the Midway and Craig's Mill Turnpike Road Company."

An act to incorporate the Kentucky Hemp Producers' Association.

An act to incorporate the town of Stroud City, in Muhlenburg county.

An act requiring certain legal advertising in Pendleton county to be inserted in any paper in general circulation published in Pendleton county.

An act for the benefit of T. J. Glenn, clerk of the Nicholas circuit court.

An act to increase the jurisdiction of the quarterly court of Mason county.

An act authorizing the funding board of Caseyville and Lindle districts, in Union county, to bring suits, and bind said districts for the expenses thereof.

An act to amend article 5, chapter 106, General Statutes.

An act to amend an act, entitled "An act to incorporate the town of Chester, in Mason county," approved January 17, 1878.

An act for the benefit of F. G. Mitchell, sheriff of Allen county,

An act to prevent the sale of spirituous, vinous, or malt liquors, or any mixture thereof, in any quantities, within two miles of Monroe Meeting-house, in Hart county.

An act for the benefit of A. B. Baird, of Ohio county.

An act to authorize the board of commissioners of the sinking fund of Bracken county to compromise with S. A. Donovan, late sheriff of Bracken county.

An act to repeal an act, entitled "An act to prohibit the sale of intoxicating liquors in the town of Claysville," approved March 14th, 1872, and all amendments thereto.

An act to provide for the collection of claims due the Commonwealth.

An act for the benefit of Lincoln county.

An act to incorporate the Drennon Turnpike Company, of Henry county.

An act for the benefit of St. Vincent's Academy, in Union county.

An act to authorize the Green and Barren River Navigation Company to construct and maintain a line of telephone or telegraph from Bowling Green to Evansville, Indiana.

An act to amend an act, entitled "An act to empower the Gallatin county court to take stock in turnpike roads in said county," approved March 10th, 1880.

An act to amend an act incorporating the town of London, Kentucky, authorizing the county judge to act as chairman of the board of trustees.

An act to incorporate the Mt. Sterling, Campton, and Southeastern Railroad Company.

An act to incorporate the Bessemer Coal and Iron Company.

An act to incorporate the Monitor Insurance Company, of Lexington.

An act to prevent the payment of fraudulent and illegal claims against the Commonwealth, and to recover such as have been paid.

An act to amend an act to amend and reduce into one the several acts in relation to the city of Frankfort, approved March 16, 1869.

An act to incorporate the North Kentucky Fire Insurance Company.

An act to amend an act, entitled "An act to incorporate the Maysville Agricultural and Mechanical Association," approved February 19th, 1880.

An act to incorporate Ascension Church, Mt. Sterling.

An act to amend chapter 56 of the General Statutes, entitled "Incorporated Companies."

An act authorizing the purchase of grounds for Federal buildings in the city of Louisville, and ceding to the United States jurisdiction over same.

An act to incorporate Mizpeh Lodge, No. 507, Free and Accepted Masons, of Wolfe county.

Resolution instructing the Geological Survey to furnish specimens to the Agricultural and Mechanical College.

The Senate took up for consideration a bill to provide for the more economical management of the jury fund.

On motion of Mr. Gathright,

Ordered, That the further consideration of said bill be postponed until Monday next, the 26th inst., at 11 o'clock, A. M., and from day to day until disposed of.

Mr. Wilkinson, from the Committee on Public Expenditures, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of W. C. D. Whipps,

Reported the same without amendment.

Mr. White moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it may be lawful for W. C. D. Whipps, of Louisville, Jefferson county, Kentucky, to dispose of the Willard Hotel property, situated on Jefferson street, in the city of Louisville, Kentucky, with two houses and lots on Green street, in the rear of said Willard Hotel property in said city, or any part thereof, including furniture, fixtures, and appurtenances of the same, or either of them, in shares; and for that purpose may issue and sell, by himself or agents, as many certificates of specified undivided interests therein, at prices which will, in the aggregate, amount to the fair equitable value of the property, and the costs of disposing of the same in the manner hereby authorized.

§ 2. That Robert Mallory, L. M. Flournoy, H. Clay, H. P. Whittaker, and G. A. Winston be, and they are hereby, appointed commissioners, any three of whom may act, whose duty it shall be to determine, by lot, as may be mentioned in the said certificates, to what shareholder or shareholders any portion or portions of said property shall belong, and to whom the title thereto shall be made; and to do and perform such acts as, in their opinion, may be necessary to carry this act into full effect; and shall invest the funds arising from said certificates in the payment of the just creditors of said Whipps.

§ 3. This act is intended to apply to the property described herein, and no other; and when said property is sold, said grant shall cease and be of no effect: *Provided*, That there shall in no event be but one distribution or drawing under this act.

§ 4. This act is to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Sam. E. Hill,	Thos. J. Megibben,
Albert S. Berry,	Thomas Johnson,	David R. Murray,
James Blackburn,	P. P. Johnston,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	Richard J. White,
C. W. Gilmore,	T. J. McElrath,	J. H. Wilkinson—16.
R. G. Hays,		

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	W. O. Mize,
Joseph Bertram,	John T. Gathright,	Alex. B. Montgomery,

J. H. Bruce,	Henry George,	Clifton J. Pratt,
M. T. Carpenter,	George T. Halbert,	Jas. Shackleford,
Attila Cox,	R. I. McQuiddy,	Ishmael H. Smith—15.

Resolved, That the title of said bill be as aforesaid.

Mr. Adair, from the Joint Special Committee on the Penitentiary, reported a bill, entitled

A bill to provide for the government, management, and discipline of the Kentucky Penitentiary;

And also submitted a report from said committee on the same subject.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Adair,

Ordered, That said bill and report be printed, and the bill recommitted to the Committee, with instructions to report on Tuesday next, the 27th inst.

On motion of Mr. P. P. Johnston,

Ordered, That a bill to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the future management thereof, approved March 4th, 1880, and an act amendatory thereto, passed during the session of this General Assembly, be printed.

Mr. Murray moved to withdraw from the House of Representatives the announcement of the passage by the Senate of a bill, which originated in the House of Representatives, entitled

An act for the benefit of W. C. D. Whipps,

For the purpose of moving a reconsideration.

Which motion was simply entered.

The Senate took up for consideration an amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act for the benefit of W. C. Kennedy.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gathright moved to take up the motion heretofore entered by Mr. Murray to withdraw from the House of Representatives the announcement of the passage by the Senate of a bill, which originated in the House of Representatives, entitled

An act for the benefit of W. C. D. Whipps.

Mr. White moved a call of the Senate.

Pending the consideration of which, Mr. Hays moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

MONDAY, APRIL 26, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Home of the Innocents.

An act to authorize the city collector of Lexington to sell real estate for the payment of city taxes.

An act for the benefit of the homeless and friendless of the city of Covington.

An act to amend the charter of the town of Harrodsburg, Mercer county.

An act to incorporate the Louisville, Cloverport and Western Railway Company.

An act to empower the Trenton School and Hall Company to issue bonds.

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville," approved March 10th, 1873.

An act to incorporate the Cane Run and Harrod's Run Turnpike Road Company, in Mercer county.

An act to authorize the city of Frankfort to purchase the stock, franchises, privileges, and immunities of the Frankfort Bridge Company, and the said company to sell the same.

An act to authorize the county court of Edmonson county to levy an ad valorem tax to pay off the present indebtedness of said county.

An act regulating the pay of Commonwealth witnesses in felony cases.

An act for the benefit of Minnie Morrissey, of Fleming county.

An act to give the consent of the State of Kentucky to the purchase by the United States of lands in the city of Frankfort for the purpose of erecting a building for a court-room, post-office, or custom-house, and ceding jurisdiction over the same.

An act to amend the charter of the National Mutual Benefit Association, approved April 6th, 1878.

An act to amend an act, entitled "An act to reduce into one the acts concerning the town of Barbourville, in Knox county."

An act to authorize the judge of the Edmonson county court to sign certain orders of said court.

An act to repeal an act, entitled "An act for the protection of sheep in McLean county," approved March 20th, 1876.

An act to change the boundary line of the town limits of Beattyville.

An act for the benefit of school district No. 29, in Nicholas county.

An act to amend an act, entitled "An act to authorize the Lawrence county court to levy an additional tax for road and bridge purposes, and for public improvements," approved February 23, 1876.

An act to amend an act, entitled "An act to amend section 10, article 2, chapter 27, of General Statutes," approved March 7th, 1876.

An act to amend an act to incorporate the South Louisville and Pleasure Ridge Turnpike Road Company, of Jefferson county," approved February 14, 1878.

An act to authorize the court of claims of Christian county to subscribe to the capital stock of turnpike companies in said county.

An act to amend section 2, article 4, chapter 62, of the General Statutes.

An act to authorize the Henry county court to issue bonds, bearing interest at the rate of six per centum per annum, to sell said bonds, and apply the proceeds to the payment of other bonds of Henry county now outstanding, which were issued for cost of court-house construction, and to provide for the payment of the new bonds.

An act to incorporate the Father Matthew's Total Abstinence Society, of Maysville.

An act for the benefit of common school district No. 57, Warren county.

An act to amend an act in relation to taking a vote on the question of license or no license, and regulating the sale of spirituous, vinous, and malt liquors in Bracken county, approved March 18th, 1878.

An act for the benefit of A. H. Hogan, late sheriff of Boyd county.

An act to amend an act, entitled "An act for the benefit of the public roads in Meade and other counties," approved February 12th, 1880.

An act for the benefit of the assessor of Garrard county.

An act to amend chapter 801 of the Acts of the General Assembly for the session of 1869–'70.

An act for the benefit of V. F. Hartis, committee of W. Hartis, a pauper lunatic, of Butler county.

An act to amend and reduce into one an act to incorporate Tunnel City, in Lincoln county.

An act to authorize W. A. Mohon, sheriff of Muhlenburg county, to appoint a deputy to collect unpaid taxes and fee bills due said Mohon.

Resolution requesting our members in Congress to secure such appropriation as will promote completion of a navigable water-way from the Ohio Valley to the South Atlantic coast.

That they had disagreed to a bill, which originated in the Senate, entitled

An act in relation to the lunatic asylums of the State.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Hickman and Dresden Gravel Road Company.

An act to incorporate the Camargo and Stanton Turnpike Road Company.

An act to amend an act, entitled "An act to amend an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road," &c.

An act to incorporate the Hinkston Turnpike Road Company.

An act to authorize the construction of temporary drifts or booms in Station Camp creek, in Estill county, and to prescribe a penalty for a failure to remove the same.

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876, and the acts amendatory thereof.

With an amendment to the last named bill.

That they had adopted resolutions and passed bills of the following titles, viz:

1. Joint resolution for the benefit of the committee appointed to investigate the Louisville Gas Company.

2. Resolution for the benefit of S. M. McPherson.

3. An act to amend an act, entitled "An act to renew and amend the charter of the Camdenville and Van Buren Turnpike Road," approved April 22, 1880, changing the title of said acts, and legalizing the subscription of the Anderson county court to the capital stock of the company thereby and hereby created.

4. An act to amend an act to continue and extend the charter of the Franklin Insurance Company of Louisville, and to amend said charter, approved April 1st, 1880.

5. An act to change the county line of Washington and Mercer counties.

6. An act to incorporate the Paintsville and Salyersville Railroad Company.

7. An act to incorporate the Fountain Tent, No. 137, National Order of Rechabites.

8. An act to regulate and reduce the toll at Fish Point or Gresham Ferry, on Rockcastle river.

9. An act to empower Logan county to retire the bonded indebtedness of the county at or before maturity; to create a sinking fund for the purpose; to provide for a commissioner of the sinking fund and collection of taxes levied, and to prescribe the duties and powers of said officers.

10. An act to incorporate the United States Mutual Aid Association.

Which bills and resolutions were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolutions being dispensed with, they were referred—the 3d to the Committee on Internal Improvement; the 5th to the Committee on the Judiciary; the 6th to the Committee on Railroads; the 10th to the Committee on Banks and Insurance; the 1st and 2d, the resolutions, to the Committee on Charitable Institutions, and the 4th, 7th, 8th, and 9th were severally ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had refused to concur in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to incorporate the town of Flemingsburg, in Fleming county.

Mr. Skiles moved that the Senate recede from its amendment to said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Carpenter, from the Committee on Courts of Justice, to whom had been referred resolutions from the House of Representatives, of the following titles, viz:

Resolution fixing mode of furnishing clerks of this Commonwealth with record books, &c.;

Resolution instructing Committee on General Statutes to bring in a bill regulating jurisdiction of justices of the peace;

Reported the same, with the expression of opinion that they ought not to be concurred in.

And the question being taken on concurring in the adoption of said resolutions, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said resolutions were disagreed to.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act fixing the compensation of the members of the General Assembly.

On motion of Mr. Carpenter,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, the 27th inst., at 4½ o'clock, P. M.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act, entitled "An act to prescribe the pay of justices of the peace in Woodford and other counties," approved April, 1880.

By Mr. Hays, from the Committee on Finance—

An act allowing H. J. Spradlin to erect and keep a mill-dam across Little Sandy river at or near Martinsburg, Elliott county.

By Mr. George, from the Committee on Propositions and Grievances—

An act for the benefit of R. C. Hudson, of Oldham county.

By Mr. McElrath, from the Committee on Internal Improvement—

An act for the benefit of the Eminence and Franklinton Turnpike Company, in Henry county.

By Mr. Mize, from the Committee on Propositions and Grievances—

An act to declare the Middle Fork of Little Sandy river, and other streams of the said river, navigable streams.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Case Crowder and Ethrington Turnpike Road Company, in Anderson county.

By same—

An act to incorporate the Eldorado and Duganville Turnpike Road Company, in Mercer county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to legalize the proceedings of the Breathitt county court of claims at its November term, 1879.

By same—

An act to extend the corporate limits of the town of Salyersville, Magoffin county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to amend an act, entitled "An act to establish a State Board of Health, to provide for the appointment of Local Boards of Health, and a Superintendent of Vital Statistics" approved March 16th, 1878, and to impose penalties for violating certain provisions of this act.

By Mr. Carpenter, from the Committee on General Statutes—

An act for the benefit of F. R. Neal, jr., late sheriff of Washington county.

By Mr. Hill, from the Committee on Education—

An act for the benefit of Wm. Quiggins, of Breckinridge county.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to change the time of holding the quarterly court of Shelby county.

By Mr. Bruce, from the Committee on Railroads—

An act fixing the compensation of the railroad tax collector of Marion county.

By Mr. Murray, from the Committee on Courts of Justice—

An act to amend the revenue laws as to assessor's forms.

By same—

An act to amend an act, entitled "An act to create the police court of the town of Winchester, in Clark county."

By Mr. Gathright, from the Committee on Internal Improvement—

An act to charter the North Middletown and Prescott Turnpike Company.

By same—

An act to amend an act, entitled "An act to incorporate the North Middletown and Cane Ridge Turnpike Road Company," approved March 9, 1867.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the Mountain Railroad Company.

By Mr. Murray, from the Committee on Courts of Justice—

An act to incorporate the Kentucky River Union Mining and Manufacturing Company.

By Mr. Carpenter, from the Committee on General Statutes—

An act authorizing the Auditor to appoint agents to attend to revenue matters.

By Mr. Carpenter, from the Committee on Railroads—

An act to incorporate the Bloomfield and Harrodsburg Railroad Company.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill to amend an act, entitled "An act to charter the town of Parkland."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hays moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, April 26, 1880.

Gentlemen of the Senate:

I hereby appoint John R. Procter State Geologist, and request your advice and consent thereto.

LUKE P. BLACKBURN, *Governor.*

On motion of Mr. Carpenter,

Resolved, That the Senate advise and consent to said nomination.

On motion of Mr. Murray, the Senate took up for consideration the motion heretofore entered by him to withdraw from the House of Representatives the announcement of the passage by the Senate of a bill, which originated in the House of Representatives, entitled

An act for the benefit of W. C. D. Whipps.

And the question being taken thereon, it was decided in the negative.

The Senate took up for consideration a bill, entitled

A bill fixing the compensation of the members of the General Assembly.

Mr. Hays moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	David R. Murray,
Alex. E. Adams,	Geo. T. Halbert,	John W. Rowlett,
Joseph Bertram,	R. G. Hays,	James Shackleford,
J. H. Bruce,	Sam. E. Hill,	H. H. Skiles,

M. T. Carpenter, C. N. Lewis, Ishmael H. Smith,
Chas. D. Foote, R. I. McQuiddy, J. H. Wilkinson,
W. H. Frederick, W. O. Mize, A. H. Willingham—22.
John T. Gathright

Those who voted in the negative were—

Henry George, Clifton J. Pratt, Richard J. White—4.
T. J. McElrath,

Mr. Adams asked leave to withdraw from the House of Representatives the announcement of the passage by the Senate of a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to provide for the building of turnpike roads in Todd county, Kentucky, and to authorize the different magisterial districts or election precincts therein to vote a tax for that purpose," approved March 20th, 1876.

Which was granted.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Hill, from the Committee on Codes of Practice—

A bill in relation to the Green and Barren River Line of Navigation.

By Mr. Carpenter, from the Committee on Courts of Justice—

A bill to amend an act, entitled "An act to amend an act to amend and reduce into one the several acts in relation to the town of Danville," approved on the 10th day of March, 1873, which act was approved on the 24th day of April, 1880.

By same—

A bill to incorporate the town of North Benson, in Shelby county.

By Mr. Shackleford, from the Committee on Banks and Insurance—

A bill for the benefit of the Exchange Bank of David Wilson & Co., of Flemingsburg, in Fleming county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill for the benefit of James C. Pickett, of Mason county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read the third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to amend and reduce into one the acts relating to the town of Russellville,

With an amendment thereto.

Which was taken up, twice read, and concurred in.

A message was also received from the House of Representatives, announcing their passage of a bill, entitled

An act to direct the Auditor to sell P. A. Cline's property, in Piketon, Pike county.

Mr. Murray moved an amendment to said bill.

Which was twice read and adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill to prevent the presentment and payment of fraudulent claims out of the Treasury.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred leave to bring in a bill, entitled

A bill to amend chapter 71, General Statutes,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. Pratt, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act fixing the fees of jailers for keeping and dieting prisoners.

Reported the same without amendment.

Mr. Frederick moved to amend said bill by adding thereto the following proviso, viz :

That this act shall not take effect until the present term of the jailers of this Commonwealth shall expire.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adams and Frederick, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	H. H. Skiles,
Charles D. Foote,	T. J. McElrath,	J. H. Wilkinson,
W. H. Frederick,	R. I. McQuiddy,	A. H. Willingham—10.
Henry George,		

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	Clifton J. Pratt,
Joseph Bertram,	R. G. Hays,	John W. Rowlett,
J. H. Bruce,	Sam. E. Hill,	Ishmael H. Smith,
M. T. Carpenter,	C. N. Lewis,	Richard J. White—14.
John T. Gathright,	David R. Murray,	

Mr. Adair moved to reconsider the vote by which the Senate had rejected said amendment.

Mr. Bertram moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Bertram, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	Clifton J. Pratt,
Joseph Bertram,	Geo. T. Halbert,	John W. Rowlett,
J. H. Bruce,	Samuel E. Hill,	Ishmael H. Smith,
M. T. Carpenter,	C. N. Lewis,	Richard J. White—14.
John T. Gathright,	David R. Murray,	

Those who voted in the negative, were—

Alex. E. Adams,	R. G. Hays,	H. H. Skiles,
Charles D. Foote,	T. J. McElrath,	J. H. Wilkinson,
W. H. Frederick,	R. I. McQuiddy,	A. H. Willingham—10.
Henry George,		

Pending the further consideration of said bill, the hour of 11 o'clock, A. M., having arrived, further action thereon was cut off by the special order of the day.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend the revenue laws of this Commonwealth.

On motion of Mr. Murray,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Wednesday, the 28th inst., at 11 o'clock, A. M., and from day to day until disposed of.

The Senate took up for consideration a bill, entitled

A bill to provide for a more economical management of the jury fund.

Said bill reads as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the office of trustee of the jury fund in the several counties of this Commonwealth be, and the same is hereby, abolished.

§ 2. It shall be the duty of the sheriffs of the several counties of this Commonwealth to perform the duties heretofore required by law of the trustees of the jury fund: *Provided*, That in counties where there is a vacancy in the office of sheriff, the circuit judge shall appoint a competent person to act as trustee of the jury fund during the vacancy in the office of sheriff, who shall qualify as now provided by law.

§ 3. It shall be the duty of clerks and others to make reports to the sheriffs as now required by law to be made to trustees of the jury fund.

§ 4. It shall be the duty of the sheriffs to keep the accounts and make the reports and perform the duties heretofore required by law of trustees of the jury fund.

§ 5. Sheriffs shall be liable to the same penalties, except removal by the court, and subject to the same laws and requirements, as trustees of the jury fund have heretofore been subject, and shall in all things conform to and perform the laws regulating trustees of the jury fund of the several counties of this Commonwealth. It shall be the duty of the sheriff, as trustee of the jury fund, to execute bond, with good surety, to be approved by the judge of the circuit court, and none of the sureties offered by the said sheriff shall be persons who are sureties on his revenue or county levy bonds.

§ 6. That in lieu of the commissions or fees as now allowed by law to trustees of the jury fund, the sheriff shall be entitled to receive, for his services for performing the duties of trustee of the jury fund, a commission of two per cent. on all moneys paid to jurors or witnesses as now are, or may hereafter be required to be, paid by law, which shall be in full for all services rendered in caring for, keeping accounts of, and paying out the jury fund: *Provided*, That in counties having a voting population of less than three thousand the said sheriffs shall have five per cent. No commission or allowance shall be made for money turned over to a successor or paid into the State Treasury.

§ 7. Upon the expiration of the term of office of any sheriff, he shall turn over to his successor in office any and all balances in his hands on account of the jury fund, taking his receipt therefor, which receipt shall be received by the Auditor in his settlement with such sheriff of the jury fund account.

§ 8. It shall be the duty of the trustees of the jury fund of the several counties of this Commonwealth, upon the passage of this act, to turn over to the sheriffs of the several counties any and all balances in their hands belonging to the jury fund, and take their receipts therefor, which receipts shall be received by the Auditor in his settlement with the trustees of the jury fund; and the sheriffs of the several counties shall be responsible on either or all of their several bonds for the jury fund thus received, and in future to be received and accounted for by them.

§ 9. All acts or parts of acts in conflict with this act are hereby repealed.

§ 10. This act shall take effect from its passage.

The question was then taken on the adoption of the amendment heretofore proposed by Mr. Bertram to said bill, and it was decided in the affirmative.

The question was then taken on the amendment heretofore proposed by Mr. Halbert to said bill, and it was decided in the negative.

The question was then taken on the amendment heretofore proposed by Mr. Griffith to said bill, and it was decided in the negative.

Mr. Hays moved to amend said bill by striking out the word "sheriff," where it occurs therein, and insert in lieu thereof the words "circuit clerk."

And the question being taken thereon, it was decided in the negative.

Mr. Murray moved the following amendment to said bill, viz:

Provided, In counties where there is a vacancy in the office of sheriff, the circuit judge shall appoint a competent person to act as trustee of the jury fund during the vacancy in the office of sheriff, who shall qualify as now provided by law.

And the question being taken thereon, it was decided in the affirmative.

Mr. Carpenter moved the following amendment to said bill, viz:

It shall be the duty of the sheriff, as trustee of the jury fund, to execute bond with good surety, to be approved by the judge of the circuit court, and none of the sureties offered by the said sheriff shall be persons who are sureties on his revenue or county levy bonds.

And the question being taken thereon, it was decided in the affirmative.

Mr. Carpenter moved the following as a substitute for said bill, viz:

Amend section 2, article 6, chapter 62, by adding thereto the following: That sheriffs, clerks, constables, marshals, or their deputy or deputies, shall not be eligible to the position of trustee of the jury fund.

And amend section 23 by striking out the word "five" in said section, and inserting the word "three."

Mr. Hays moved to amend said proposed substitute by striking out the word "three," where it occurs therein, and insert in lieu thereof the word "four."

And the question being taken thereon, it was decided in the negative.

Mr. Murray moved the following amendment to said proposed substitute, viz:

Provided, That in counties having a voting population of less than 4,000, the compensation shall be five per cent. on the amount of money received by such trustee.

And the question being taken thereon, it was decided in the affirmative.

Mr. Carpenter moved the following amendment to said substitute proposed by him, viz:

And it may be lawful for the sheriff to file with said trustee a list of claims he may hold against any juror who is a delinquent tax-payer, and a sufficiency of such claims, payable to such delinquent, shall be appropriated in satisfaction of said tax claim, if there shall be a sufficiency due said juror.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the substitute proposed by Mr. Carpenter, as amended, and it was decided in the negative.

Mr. McElrath moved to strike out the enacting clause of said bill.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to regulate the time of holding quarterly courts in Garrard county.

An act for the benefit of the trustees of Hartford.

An act to incorporate the Dixon and Princeton Railroad Company.

An act for the benefit of John P. Raymond, a citizen of Robertson county.

An act for the benefit of George W. Sutton, of Webster county.

An act for the benefit of Hiram T. Warder, late sheriff of Lewis county.

An act in relation to the Butler Seminary, at Morgantown.

An act to amend an act, entitled "An act to re-district the State into judicial districts," approved April 15, 1880.

An act for the benefit of John Wallace, late clerk of the Boone county circuit court.

An act to amend an act, entitled "An act to incorporate the town of Midway, in Woodford county," approved February 17th, 1846.

An act for the benefit of Daniel M. Hager, of Magoffin county.

An act to amend the charter of the city of Vanceburg.

An act for the continuation of the Geological Survey of Kentucky.

Resolution commemorative of Col. Jerry W. South.

Mr. Carpenter, fom the Committee on Courts of Justice, reported a bill, entitled

A bill to amend sections 7 and 8, chapter 15, General Statutes.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Adair,

Ordered, That said bill be recommitted to the Committee on Courts of Justice.

Mr. Carpenter, from the Committee on General Statutes, to whom was recommitted a bill, entitled

An act to give the consent of the State of Kentucky to the acquisition by the United States of lands within this State for the purpose of building locks and dams, and other buildings on that part of Green river, beginning at a point one mile below the mouth of Bear creek, as far up said river as the United States may desire to improve the same, and ceding jurisdiction over the same,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to a third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Rowlett and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	Clifton J. Pratt,
W. H. Frederick,	R. G. Hays,	John Walter Rowlett,
John T. Gathright,	C. N. Lewis,	Ishmael H. Smith,
C. W. Gilmore,	Thos. J. Megibben,	Richard J. White—12.

Those who voted in the negative, were—

Cromwell Adair,	Thomas Johnson,	H. H. Skiles,
J. H. Bruce,	David R. Murray,	J. H. Wilkinson,
M. T. Carpenter,	Jas. Shackleford,	A. H. Willingham—10.
Charles D. Foote,		

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That whenever the United States shall make an appropriation, and

desire to begin the improvement of that part of Green river beginning at a point one mile below the mouth of Bear Creek, as far up said river as they may desire to improve by means of locks and dams, the consent of the State of Kentucky is hereby given to the acquisition by purchase, donation, or condemnation by the United States of any land or material necessary to the construction of locks and dams or other buildings on said part of said river, and jurisdiction over said land, structures, and buildings is hereby given to the United States in accordance with the seventeenth clause of the eighth section of the first article of the Constitution of the United States, and the acts of Congress in pursuance thereof made and provided; and when it may become necessary for the United States to have any land or materials condemned for the purpose aforesaid, such condemnation may be had and made by the same proceedings and in the same manner as authorized by the general laws of the State in the condemnation of lands and materials for the construction of turnpike roads.

§ 2. The lands so acquired, and the structures, improvements, and buildings thereon, shall be exempt from all taxes imposed by the State of Kentucky, or under its authority, so long as said property may remain the property of the United States.

§ 3. The right to execute the civil and criminal processes of the State of Kentucky upon and within the premises so to be acquired by the United States is hereby expressly reserved to the State: *Provided*, That nothing in this act shall interfere, in any respect, with the rights and privileges of the Green and Barren River Navigation Company.

§ 4. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Skiles and Rowlett, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Clifton J. Pratt,
Joseph Bertram,	R. G. Hays,	John W. Rowlett,
J. H. Bruce,	T. J. McElrath,	Jas. Shackleford,
M. T. Carpenter,	Thos. J. Megibben,	Ishmael H. Smith,
W. H. Frederick,	David R. Murray,	Richard J. White—16.
John T. Gathright,		

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	J. H. Wilkinson,
Henry George,	R. I. McQuiddy,	A. H. Willingham—9.

Resolved, That the title of said bill be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend section 19, chapter 42, General Statutes, title "Ferries,"

Reported the same without amendment.

Mr. Carpenter moved to amend said bill by striking out all of the 1st section between the word "amended," in the third line, and the word "by," in the 9th line of said section.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill to further prescribe the duties of county attorneys.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be the duty of the various county attorneys in this Commonwealth to assist the Commonwealth's Attorneys in all criminal and penal prosecutions instituted in their respective counties; and for their services in assisting in said prosecutions in the circuit and criminal courts, said county attorneys shall be allowed and shall receive fifteen per cent. of all fines inflicted; but such per cent. shall only be paid in cases where the fines are paid by the defendant upon conviction, and in no case shall any part thereof be paid by the Commonwealth.

§ 2. The county attorney shall also, when so directed by the Commonwealth's Attorney, attend the grand jury in their room, and assist the grand jury in the examination of witnesses; and he shall keep a memorandum or copy of the testimony of witnesses, which memorandum shall be signed by the witness whose testimony it is. He shall, when so required, advise the grand jury in matters of law, and shall, during the vacation of the court, keep a statement of all charges made to him, or of which he may have information, that ought to be investigated by the grand jury, and shall have witnesses summoned in vacation, or subpœnas issued by the clerk, to appear before the grand jury to testify in regard to such charges on such days as he may select.

§ 3. This act shall take effect from its passage.

Mr. McElrath moved to amend said bill at the end of the seventh line of the first section thereof by inserting the words, "and collected in cases where he has rendered service."

And the question being taken thereon, it was decided in the affirmative.

The amendment heretofore proposed by Mr. P. P. Johnston reads:

After words "county attorney," wherever they occur, insert the words, "and the prosecuting attorney of the Louisville city court."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adams and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. I. McQuiddy,	James Shackleford,
Charles D. Foote,	Thos. J. Megibben,	H. H. Skiles,
John T. Gathright,	W. O. Mize,	Ishmael H. Smith,
George T. Halbert,	Clifton J. Pratt,	Richard J. White,
C. N. Lewis,	John Walter Rowlett,	J. H. Wilkinson—16.
T. J. McElrath,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	R. G. Hays,
Joseph Bertram,	Henry George,	David R. Murray—7.
M. T. Carpenter,		

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Deering Camp Meeting Ground Association, in Nicholas county;

An act appropriating money for re-stocking the waters of Kentucky with food-fishes;

An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments in Robertson county, and to regulate the compensation therefor;

An act to incorporate the Perryville Male and Female Seminary, in Boyle county;

An act to incorporate the Paramount Institute at Mt. Vernon;

An act to authorize the Carroll county court to issue bonds to pay the indebtedness of said county;

An act to amend an act to continue and extend the charter of the Franklin Insurance Company of Louisville, and to amend said charter, approved April 1st, 1880;

An act to incorporate the Middleburg Seminary, in Casey county;

An act to incorporate the Adair County Deposit Bank;

An act for the benefit of Ira. J. Davidson, late clerk of the Perry county court;

An act for the benefit of Martha E. Cosby, of Hart county;

An act to regulate the term of office of police judge and town marshal of the town of Carrollton;

An act to prohibit the sale or giving or loaning of spirituous, vinous, or malt liquors within two miles of Deering Camp Meeting Ground, in Nicholas county;

An act to amend an act, entitled "An act to establish a graded school at St. James (late Shelby) College, in Shelbyville," approved March 10th, 1871;

An act to prohibit the sale of spirituous, vinous, or malt liquors within the corporate limits of the town of Dixon, in Webster county, or within one mile thereof;

An act to prohibit the sale of spirituous, vinous, or malt liquors in the village of Slick Rock, and within a boundary of two miles of said village, in Barren county;

An act limiting the jurisdiction of the police judge and town marshal of the town of Pikeville, Pike county, within the corporate limits of said town;

An act for the benefit of Jesse Cunningham, of Clark county, a pauper idiot;

An act for the benefit of John A. Webb;

An act to amend section 17, article 4, chapter 52, of the General Statutes;

An act to amend an act, entitled "An act supplemental to an act, entitled 'An act to incorporate the Harrodsburg and Cornishville Turnpike Road Company;'"

An act for the benefit of W. L. Hazelip, judge of the Edmonson county court;

An act authorizing the court of claims of Pike county to make an allowance to the sheriff of said county, not exceeding one hundred dollars, for waiting on the courts of said county;

An act to authorize the court of claims of Pike county to cause the delinquent list of said county to be sold at public outcry;

An act to authorize the appointment of Henry C. Ferguson, a justice of the peace of Morgan county, as deputy county court clerk of said county;

An act to amend the charter of the town of Knottsville, Daviess county;

An act for the benefit of Wm. S. Samuel, a minor, of Fleming county;

An act to amend section 16, article 13, chapter 28, of the General Statutes, so far as the same applies to Campbell county;

An act to authorize A. Hawes, late county judge, to sign orders in the order-book of the Lawrence county court, and legalize the same;

An act for the benefit of the supervisors of tax of Marshall county;

An act to incorporate the California, Gubser's Mill, and Old State Road Turnpike Company;

An act for the benefit of John W. Clarke, clerk of the Lyon circuit court, and late clerk of the Lyon county court;

An act to allow James Adams to peddle goods, wares, and merchandise in the counties of Franklin and Larue;

An act relating to the turnpike roads in the county of Henry;

An act to repeal all laws incorporating the town of Peak's Mill, in Franklin county, and creating a police judge and other town officers in said town;

An act for the benefit of W. C. D. Whipps;

An act to amend the charter of the town of Williamstown;

An act to amend an act for the benefit of Caldwell county, approved February 20th, 1878;

An act to amend an act, entitled "An act amending and reducing into one the several acts relating to the town of Scottsville," approved February 28th, 1860;

An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Glasgow;

An act to incorporate the town of Lott, in Whitley county;

An act to amend the charter of the Hopewell and Bethlehem Turnpike Road Company;

An act to incorporate anew the Elizaville and Helena Turnpike Company;

An act to incorporate the Duncansville and Chaplin Turnpike Road Company, in Washington county;

Resolution appropriating money to purchase a sword for Lucien Young, a master in the United States Navy;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to regulate the conduct of lotteries in this State, and to impose a penalty for violating the laws regulating and prohibiting the same;

An act to fix the time of holding the court of claims of Hardin county;

An act to amend the General Statutes, subject "Revenue and Taxation;"

An act for the benefit of Henry D. Boswell, of Ohio county;

An act to authorize the Owensboro Water Company to increase their bonded indebtedness;

An act to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments," and to re-enact section 5 of article 29 of chapter 29 of the General Statutes;

An act to regulate the fees of certain officers in trials of writ of forcible entry and detainer;

An act for the benefit of W. C. Kennedy;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

TUESDAY, APRIL 27, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to confer on the commissioner of common schools in Campbell county the same power and authority over the incorporated districts of said county as over the school districts now allowed by law.

An act for the benefit of Elijah W. Goff, of Hart county.

An act for the benefit of Thos. Loftin, of McCracken county.

An act for the benefit of the Central Lunatic Asylum at Anchorage.

An act to incorporate the Highland Literary, Scientific, and Military Institute.

An act supplemental to, and amendatory of, an act, entitled "An act to re-enact and amend an act, entitled 'An act to authorize the people of Henry county to vote a tax for the purpose of aiding companies in the building of turnpike roads in said county,' approved March 9, 1869, and the acts amendatory thereto," said act to which this is an amendment being approved March, 1880.

An act to reduce into one the several acts concerning the town of Greensburg.

An act to incorporate the Paducah and Illinois Bridge Company.

An act for the benefit of George A. Burton, a pauper idiot, of Pulaski county.

An act to amend the charter of the Alton and Camdenville Road Company, approved March 26th, 1878.

An act for the benefit of John P. Barrett, late sheriff of Ohio county.

An act to regulate the sale of spirituous, vinous, and malt liquors in the town of Verona, in Boone county.

An act for the benefit of John H. Shields, of Hickman county.

An act to amend an act, entitled "An act to provide for the building of turnpike roads in Todd county, Kentucky, and to authorize the different magisterial districts or election precincts therein to vote a tax for that purpose," approved March 20th, 1876.

An act to charter the Knights of Honor Mutual Aid Association.

An act to incorporate the Commonwealth Fire and Marine Insurance Company.

An act for the benefit of the Springfield, Willisburg, Antioch, and Fox Creek Turnpike Road Company, of Washington county.

An act to incorporate Frankfort Council, No. 7, Royal Templars of Temperance, of Frankfort.

An act to repeal section 12, article 8, chapter 92, General Statutes, and to amend said chapter.

An act to amend an act, entitled "An act to charter the Richmond and Lancaster Turnpike Road Company."

An act authorizing Simpson county court to impose an extra tax for road improvements.

An act to prohibit the sale of spirituous, vinous, or malt liquors at or within two miles of the school-house in common school district No. 55, in Logan county.

An act to repeal so much of section 4 of an act, entitled "An act to regulate the civil jurisdiction of justices of the peace," &c., approved March 20th, 1876, as relates to appeals in the county of Robertson.

An act for the benefit of school district No. 27, Hancock county.

An act to increase the jurisdiction of justices of the peace of Lewis, Laurel, Rockcastle, and Larue counties.

An act for the benefit of E. A. Hensley, of Wolfe county.

An act concerning justices' courts in Madison county.

An act to amend an act, entitled "An act to incorporate the Grand Central Building and Savings Association, of Newport, Campbell county."

An act to prohibit the sale of spirituous, vinous, or malt liquors at or within two miles of Millwood Seminary, in school district No. 52, Logan county.

An act for the benefit of certain turnpike roads in Shelby county.

An act to amend the charter of the city of Frankfort.

An act to amend an act, entitled "An act to charter the National Turnpike Road Company."

An act to amend an act, approved February 21st, 1880, and entitled "An act regulating the city court of Louisville, and the remuneration of its officers."

That they had concurred in amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to direct the Auditor to sell the P. A. Cline property in Piketon, Pike county.

An act to authorize the judge of the Edmonson county court to sign certain orders of said court.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act relating to the Vanceburg, Dry Run, and Kinniconick Turnpike Road Company.

An act to amend an act entitled "An act to repeal the charter and re-incorporate the town of Elizabethtown," approved February 26th, 1868.

An act to repeal sections 3 and 5 of an act, approved February 28th, 1880, entitled "An act to amend the act of incorporation of the town of Greenup, in Greenup county, and the acts amendatory thereof."

An act in relation to the town of Lewisport, Hancock county.

An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments, in Lewis county, and to regulate the compensation therefor.

An act for the benefit of ferry-keepers of Breckinridge, Hancock, and Greenup counties.

An act to amend an act, entitled "An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties," approved April 21st, 1880.

An act to amend an act, entitled "An act to prescribe the mode of ascertaining the value of the property of railroad companies for taxation, and for taxing same," approved April 3, 1878.

An act to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington and Big Sandy Railroad Company," approved January 29th, 1869, and the various acts amending the same.

An act to arrange the business of the Union circuit court, and directing the clerk to docket the cases in accordance therewith.

An act for the benefit of Samuel Whitesides, of Henry county.

An act authorizing the Lewis county court to build a bridge across Salt Lick creek where the Vanceburg, Salt Lick, Tollsboro, and Maysville Turnpike Road crosses the said creek.

An act to incorporate the Louisville, Lawrenceburg and Harrodsburg Railroad Company.

An act to amend an act, entitled "An act to re-establish the Institution for the Education and Training of Feeble-minded Children," approved February 23d, 1874.

An act for the benefit of pauper idiots.

An act to amend an act, entitled "An act to amend the charter of Elizabethtown, and to authorize the board of trustees of Elizabethtown to issue bonds and fund the present bonded debt of said town," approved April 10th, 1878.

An act to incorporate Fordsville Lodge, No. 600, of Free and Accepted Masons, in Ohio county.

An act to incorporate the Harrodsburg and Northwestern Railroad Company.

An act to amend an act, entitled "An act to incorporate the Forest Hill Inclined Plane Railway Company, of Covington."

An act for the benefit of James McCandless, of Pendleton county.

An act to incorporate the Licking River and Morgan Coal Road Company.

An act for the benefit of the Falmouth and Cynthiana Turnpike Company.

An act to prevent the presentment and payment of fraudulent claims out of the Treasury.

An act to incorporate the Newport Mutual Fire Insurance Company, of Newport.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the Paris and Clintonville Turnpike Road Company, in Bourbon county.

2. An act to amend the charter and amended charter of the Georgetown and Long Lick Turnpike Road Company.

3. An act for the benefit of Edward Castello and James W. Ingels, superintendent of poor-house, Bourbon county.

4. An act to empower the county court of Fayette county to purchase stock in turnpike roads already completed, and make subscription to the capital stock in turnpike roads in Fayette county.

5. An act to incorporate the Henderson and Southwestern Narrow-gauge Railroad Company.

6. An act to amend the city charter of Owensboro.

7. An act for the relief of the people of the city of Hickman, in Fulton county.

8. An act prohibiting the sale and giving away of spirituous, vinous, and malt liquors in common school district No. 14, in Hickman county.

9. An act for the benefit of John Lay, of Knox county.

10. An act for the benefit of John Followay, a pauper idiot of Daviess county.

11. An act to incorporate the Greensburg Bridge Company.

12. An act to amend an act, entitled "An act to amend an act, entitled 'An act to amend the charter of the Clarksville and Princeton Railroad Company,'" approved April 23d, 1873.

13. An act to amend an act, entitled "An act to incorporate the Richmond, Irvine and Three Forks Railroad Company."

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, and 4th to the Committee on Internal Improvement; the 3d, 9th, and 10th to the Committee on Claims; the 5th, 12th, and 13th to the Committee on

Railroads; the 6th, 7th, and 11th to the Committee on General Statutes, and the 8th to the Committee on Religion and Morals.

Mr. Murray moved to suspend the rules to allow him to report a resolution.

And the question being taken thereon, it was decided in the negative.

Mr. Hays withdrew the motion heretofore entered by him to reconsider the vote by which the Senate had passed a bill, entitled

An act to amend an act, entitled "An act to charter the town of Parkland."

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, April 27, 1880.

Gentlemen of the Senate:

I hereby appoint John R. Viley and Henry Bell Directors of the Northern Bank of Kentucky, and request your advice and consent thereto.

LUKE P. BLACKBURN, *Governor.*

On motion of Mr. Adams,

Resolved, That the Senate advise and consent to said nominations.

Mr. Reeves moved to reconsider the vote by which the Senate had, on yesterday, passed a bill, entitled

An act to provide for a more economical management of the jury fund.

Which motion was simply entered.

The Senate took up for consideration bills of the following titles, viz:

A bill to protect the Treasury from the payment of fraudulent claims.

A bill to amend chapter 45, General Statutes.

A bill to amend chapter 49, General Statutes.

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill to authorize the appointment of a detective to look after fraudulent claims against the Commonwealth.

Mr. Mitchell moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative

Mr. Gathright moved an amendment to said bill.

Which was twice read and adopted.

Mr. Foote moved an amendment as a substitute for said bill.

And the question being taken on the adoption of said substitute, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hays moved to reconsider the vote by which the Senate had passed said bill.

Mr. Foote moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Clifton J. Pratt,
Joseph Bertram,	Geo. T. Halbert,	Jas. Shackleford,
J. H. Bruce,	R. I. McQuiddy,	Ishmael H. Smith,
M. T. Carpenter,	W. O. Mize,	J. H. Wilkinson,
Charles D. Foote,	David R. Murray,	A. H. Willingham—16.
John T. Gathright,		

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	D. G. Mitchell,
James Blackburn,	Thomas Johnson,	G. W. Reeves,
Henry George,	T. J. McElrath,	John W. Rowlett,
Clinton Griffith,	Thos. J. Megibben,	H. H. Skiles—12.

Mr. Skiles, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to allow petit jurors mileage for attending court as such jurors,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That all the grand and petit jurors of this Commonwealth, who are regularly impanneled as such, shall be allowed two cents per mile for

necessary travel in going to and from their respective homes to the court-house: *Provided, however*, Such juror shall only be allowed for one trip per day. Such mileage shall only be allowed, as provided in this act, when such jurors claim same before the clerk of the different courts where they serve, as they are now required to claim their attendance for service as jurors.

§ 2. The compensation for mileage as provided in this act shall be paid as the compensation of jurors is now required by law to be paid.

§ 3. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	T. J. McElrath,	H. H. Skiles,
W. H. Frederick,	W. O. Mize,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham—10.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
M. T. Carpenter,	C. N. Lewis,	Jas. Shackleford,
Charles D. Foote,	R. I. McQuiddy,	Ishmael H. Smith—17.
John T. Gathright,	Thos. J. Megibben,	

So said bill was disagreed to.

Mr. Blackburn, from the Committee on Charitable Institutions, to whom had been referred resolutions from the House of Representatives, entitled

Joint resolution for the benefit of the committee appointed to investigate the Louisville Gas Company;

Resolution for the benefit of S. M. McPherson,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolutions, it was decided in the affirmative.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, entitled

An act to amend an act, entitled "An act to charter of the town of Parkland."

An act for the benefit of the Exchange Bank of David Wilson & Co., of Flemingsburg, in Fleming county.

Mr. Adair, from the Joint Special Committee on the Penitentiary, to whom was recommitted a bill, entitled

A bill to provide for the government, management, and discipline of the Kentucky Penitentiary,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, The Commissioners of the Sinking Fund shall hereafter be *ex officio* directors of the Kentucky Penitentiary, and shall perform the duties hereinafter prescribed for them in this act.

§ 2. That a Warden of the penitentiary shall be elected, by joint ballot of the two Houses of the General Assembly, who shall hold his office for the term of four years, commencing on the first day of March of the year of his election, subject to the provisions of this act: *Provided*, That the Warden elected by the present General Assembly shall qualify immediately after his election, and shall hold his office until March 1, 1884, also subject to the provisions of this act. The General Assembly next preceding the expiration of the term of office of any Warden so elected shall elect his successor. If a vacancy should occur at any time when the General Assembly is not in session, it shall be the duty of the said Commissioners to fill the same by the appointment of a suitable person to discharge the duties of the office until the next ensuing meeting of the General Assembly, and until the General Assembly, by a regular election, as above provided, has elected a person to fill the vacancy for the remainder of the term. The said Commissioners shall have power, for cause, in their discretion, to remove any Warden, and they shall communicate the fact, with the grounds upon which the removal was made, to the next succeeding General Assembly, within ten days after its organization. If the General Assembly fail or refuse to concur in the said removal within twenty days after the fact of removal is communicated to it, then it shall be the duty of said Commissioners to reinstate said Warden. Before entering upon the discharge of the duties of the office, the Warden shall execute a covenant to the Commonwealth of Kentucky in the sum of $30,000, with two or more good sureties, to be approved by said Commissioners, whose duty it shall be to take said bond, and shall file the same with the Secretary of State for safe-keeping, to the effect that he, as Warden, shall faithfully, well, and truly discharge and perform all the duties required of him, and all the obligations imposed upon him by the provisions of this act; and that he shall faithfully account for all money that may come to his hands, and pay the same into the State Treasury in the manner provided in this act; and that he shall faithfully account for all the property in his hands or under his control belonging to the State when he ceases to be Warden, or is required to do so by said Commissioners; and if, at any time, the Commissioners shall deem the sureties on the bond of the Warden insufficient, it shall be their duty to require him to give an additional bond, with sufficient surety, which additional bond shall in nowise impair, lessen, or affect the liability of the sureties on the original bond to the Commonwealth; and if said Warden declines, neglects, or fails to give such additional bond within thirty days after the said Commissioners serve notice on him requiring him to do so, they shall declare the office of Warden vacant, and shall fill the vacancy by appointment as is provided herein.

§ 3. It shall be the duty of the Warden to take charge of all the convicts in the penitentiary, and of all such as may, from time to time, be delivered to him according to law during his term of service, and them safely keep in the manner prescribed by law. He shall take charge and control of all the property belonging to the State in, or pertaining to, the penitentiary, and the same to use and employ in the administration of the affairs of the penitentiary, as provided by law. He shall maintain strict discipline in the management and government of the prisoners, and may enforce the observance of discipline and proper deportment, and also industry, among the prisoners, by reasonable penalties and punishments; but is prohibited from inflicting cruel or inhuman punishments. If, at any time, the labor of convicts confined in the penitentiary is not hired out to a contractor or contractors, as hereinafter provided, the Warden shall employ said convicts, such as are not sentenced to solitary confinement, in useful labor, as far as practicable, such as may be profitably conducted within the prison walls; but he shall not, directly or indirectly, be personally interested, in a pecuniary sense, in any business or enterprise carried on, or conducted in the prison, or by the labor of the convicts. For the violation of this provision he shall, for each offense, upon conviction in any court of competent jurisdiction, be fined in any sum not exceeding five hundred dollars and not less than one hundred dollars, in the discretion of the jury, and shall be removed from office by the said commissioners. If any Warden shall take, sell, or give any article of property in said prison, belonging to the State, with the felonious intent of converting the same to his own or to the use of another, he shall be deemed guilty of the crime of embezzlement, and, upon conviction by any court of competent jurisdiction, shall be confined in the penitentiary not less than one nor more than ten years. The Warden shall reside in the dwelling near the prison belonging to the State, and now occupied by the family of the late Keeper, and shall have the same, with its appurtenances, free of rent. The Warden may, with the approval of said Commissioners, make such alterations and repairs in the workshops, and such repairs in the machinery, as may be necessary. But this provision shall not be construed to authorize the erection of any new buildings. It shall also be the duty of the Warden 1st. To carefully supervise the government, discipline, and police of the prison. 2d. To give all necessary directions to the inferior officers and guards, and secure a careful and diligent discharge of their several duties. 3d. To examine daily into the state of the prison, and the health, diet, comfort, and safety of the convicts. 4th. To report quarterly to said Commissioners the number of guards employed, their names and duties, and such other matters as may be required. 5th. And generally to have charge of all the departments of the prison and its officers. It shall also be the duty of the Warden, as soon as he enters upon the discharge of his duties, to inspect and cause to be thoroughly cleansed and aired all the cells, to see that a sufficiency of clean and comfortable bedding is provided for each convict, and he shall cause the cells and beds and bedding to be thoroughly inspected at least once every week.

§ 4. The Warden shall balance his cash account each month, and report the same to the Commissioners; and on the fifth week day of each month he shall pay into the State Treasury so much of the funds in his hands as, in the opinion of said Commissioners, is not required for the current use of the penitentiary. He shall deposit all money remaining in his hands, not deposited in the Treasury, in some bank in the city of Frankfort, to his credit as Warden; and he shall be allowed no credit in the settlement

of his accounts, unless he shall produce the receipt of the person to whom money was paid by him, which receipt shall show upon its face for what the money was paid.

§ 5. The Warden shall contract for and purchase all necessary raw material, and all supplies necessary to maintain, conduct, and carry on the business of the institution in a proper manner; and all articles purchased for the institution, and all articles of manufacture and other things made or fabricated in the institution by the labor of the prisoners, when the same are sold from time to time, and all work done for others, shall be reported to the clerk of the penitentiary, whose duty it shall be to enter the same in the regular account books of the institution: *Provided, however*, That the provisions of this section shall not apply in case the whole labor of the prison is under contract by hire. But if only part of such labor is under hire, then it shall apply to provide for the portion of the labor not hired.

§ 6. It shall be the duty of the said Commissioners, if at any time they deem it necessary, to appoint a Deputy Warden, who shall hold his office at the discretion of the Commissioners. Before the Deputy Warden enters upon the discharge of his duties, he shall take an oath to faithfully and zealously discharge the duties imposed upon him by law. And he shall give bond to the State of Kentucky in the sum of $10,000, with such sureties (not contractors in said prison) as the said Commissioners may approve, which bond shall be conditioned for the faithful discharge of his duties as Deputy Warden, and said bond shall be deposited for safe keeping with the Secretary of State. It shall be the duty of the Deputy Warden, 1st. To attend daily at the prison from the hour of unlocking in the morning until after the prisoners are locked up at night. 2d. In the absence of the Warden from the prison, or during his sickness, the Deputy Warden shall be present, and take general charge of the prison as Warden. 3d. He shall spend the whole day in the general supervision and assistance of the prisoners, direct them in their duties, receive reports from the assistants for all disobedience or violation of the rules by any person connected with the prison, and report the same to the Warden. 4th. He shall keep a book in which shall be entered every transgression of the published rules of discipline, with the name of the person or prisoner so guilty, which record shall be submitted to the Commissioners at each of their regular meetings. 5th. He shall examine the locks, doors, and cells of the prison daily. 6th. He shall constantly be moving about the prison, visiting frequently, but irregularly, and without notice, the workshops, kitchen, hospital, and all other departments of the prison. 7th. He shall be present and preside at the meals of the prisoners, unless his place is taken by the Warden. The duties prescribed in this act to be performed by the Deputy Warden shall devolve upon the Warden in case no Deputy Warden is appointed.

§ 7. The said Commissioners shall appoint a clerk, who shall keep the accounts of the prison in such manner as to exhibit clearly all the financial transactions relating to it. He shall keep a register of convicts, in which shall be entered the name of each convict, the crime for which he was convicted, the date of conviction, date of entry, period of sentence, when discharged, from what county, by what court sentenced, his nativity, an accurate description of his person, and, if known, whether he has been previously confined in the penitentiary of this or any other State, and when and how he was discharged. The clerk shall also keep a book, in which shall be recorded every punishment inflicted in the prison, specifying the offense committed, the character and extent of the punishment,

and its effect upon the prisoners. He shall also keep a book, in which he shall enter monthly the deportment of each prisoner; and each prisoner, against whom no charge of misconduct is sustained, shall be allowed a commutation of five days in each calendar month for good behavior, subject, however, to revison and curtailment by the Commissioners for offenses against the rules of the prison or the laws of the State.

§ 8. The said Commissioners shall appoint a competent and skillful physician for the prison, to hold his office during their pleasure, whose duty shall be to visit the prison at least once each day, to attend promptly and regularly to all convicts needing medical treatment, to make proper prescriptions, and to give proper directions in each case. The hospital shall be managed under his direction, and he shall prescribe the proper food, nourishment, and treatment of the sick, and have a general care over the health of the convicts. He shall, from time to time, visit the kitchen, ascertain the kind and quantity of food which is furnished to the convicts, and recommend to the Warden such changes of diet as he may deem best for the health of the prisoners. He shall keep a book, to be called a "Hospital Register," in which shall be entered the names of all the prisoners sick or complaining who require medical treatment, with the disease of each, and his prescription therefor.

§ 9. The said Commissioners shall appoint a chaplain, to hold his office during their pleasure, whose duty it shall be to preach to the convicts every Sunday, to furnish them proper religious instruction, to visit those who are sick or despondent, and to use his best exertions to promote the religious and moral welfare of the prisoners, as well as the harmony and general interests of the institution.

§ 10. It shall be the duty of the Warden, subject to the approval of the Commissioners, to appoint such assistants as may be necessary to safely guard the prisoners, carry out the government of the prison, and enforce the rules and regulations prescribed by the Commissioners, and execute the orders of the Warden. The Warden shall have power at any time to remove any such assistants with the consent of the Commissioners.

§ 11. That if any of the assistants, guards, or other officer of the Penitentiary, or other person than a convict, shall procure, aid, or abet any of the convicts confined therein to escape therefrom, or shall induce or persuade, or attempt to induce or persuade, any of the convicts therein to escape, or attempt to escape, every person so offending shall be deemed guilty of a felony, and, upon conviction thereof, shall be confined in the Penitentiary not less than one or more than five years.

§ 12. That article 15, chapter 29, entitled "Crimes and Punishments," of the General Statutes, be adopted and incorporated as part of this act, with this amendment: that where the word "Keeper" occurs in the several sections of said article, the word "Warden" shall be substituted, so as to read Warden instead of Keeper.

§ 13. That it shall be the duty of the Commissioners to hire out to a contractor or contractors all the convict labor, to be worked in the walls of the Penitentiary to the number of *six hundred*. Such hiring shall be to the highest and best bidder, after due advertisement. Said Commissioners shall make it a condition precedent to the consummation of the contract, that the number of the convicts so hired may vary from six hundred as many as fifty, either above or below that number, and such variation in number shall in nowise affect the contract or impair its obligation; and the Commissioners shall also make it a condition precedent that such contractor shall feed, clothe, and furnish all necessary medicine to the female convicts, and all disabled and diseased male convicts as

must of necessity remain in the Prison, both such as are in the Penitentiary at the time of the execution of the contract, and such as may be sent there during its continuance. Each bid shall specify the price proposed to be paid for the labor in gross per annum, and shall be accompanied by a bond with sureties, who shall be worth in the aggregate an amount double that of the proposed contract price, to the satisfaction of the Commissioners that the bidder will comply with the terms thereof. The bids shall be opened by the Commissioners on the last day named in the advertisement for receiving the same, and be awarded to the highest and best bidder, the Commissioners having the right to reject all bids. The term for which said convicts may be hired shall not be less than one nor more than four years, and the contractor shall obligate himself in said bond to furnish during his lease the food, clothing, and medicine necessary for the health and comfort of the convicts so leased or hired; to defray the running expenses of the institution, except the pay of guards and officers; to faithfully conform to all the rules and regulations prescribed by the Commissioners of the Sinking Fund for the diet, clothing, and safe-keeping of the convicts, and to conform to such rules and regulations as may be established by the Commissioners touching all sanitary and police matters; and upon the termination of the sentence of the convict, or his liberation by pardon, to furnish each convict with a new suit of serviceable clothing and five dollars in current money. Upon the execution of the bond as above required and the acceptance of the bid, the contractor shall be entitled to the use of the labor of such convicts, the various shops, and the machinery and fixtures therein. An inventory and appraisement of all such property as may be turned over to him shall be taken under direction of the Commissioners, which, at the expiration of his contract, shall be delivered back in like good order, upon similar appraisement and valuation: *Provided*, That he shall not be held liable for losses by fire or other unavoidable accident. And said contractor shall, upon application of the Warden, furnish such convicts as may be necessary for the performance of the menial labor within the sphere of his duty, and in executing the sanitary and police regulations. But if, after due advertisement, as above set forth, the Commissioners fail to secure such a bid as is acceptable to them, then they may hire the number of convicts herein specified to a contractor or contractors by private contract, and such contract, when made, shall be consummated in all respects, and shall contain the same stipulations and provisions, as is required in this section for a contractor who hires said convicts by public bid. Any contractor who hires said convicts and executes the bond required, shall have the authority to use any number of convicts under his control, not exceeding twenty-five, in raising vegetables and other productions for the use of the convicts, and may also use such convicts as may be necessary in transporting his supplies and manufactured articles and raw material to and from the Prison. Whenever the bond of any contractor shall be deemed insufficient by said Commissioners, they shall require such additional security as may be necessary to make the bond to the State amply good and sufficient.

§ 14. But in the event that the Commissioners fail to hire the said convict labor, as provided in the last foregoing section, then they may, in their discretion, hire a part of the labor of said convicts, and lease one or more of the shops and machinery in the Prison to a contractor or contractors, who shall give bond, with approved security, for the contract price. In case of such hiring, said Commissioners shall only hire the

labor of the convicts, without requiring the contractor to furnish the clothing, food, or medicine necessary for the use of said convicts; but the same shall be furnished by the Warden, as required in this act. The bond required of such contractor shall be similar to the one required in the last preceding section, so far as the same is applicable.

§ 15. For every breach of any of the conditions of the bond or contract executed by any contractor, suit may be instituted thereon against such contractor or contractors and their sureties, in the name of the Commonwealth, in the Franklin circuit court.

§ 16. That all prisoners hired under contract, as herein provided, shall remain under prison police and government; and persons who are not convicts shall not associate with the prisoners so hired, or any of the prisoners, except the contractor or his agent, and such foremen and skilled mechanics as shall be necessary to conduct the business successfully, all of whom, however, shall be required to observe the rules of the Prison, and may be expelled for a failure to do so.

§ 17. In the event of failure, after faithful effort to hire the labor of the convicts, as herein required, and it becomes necessary for the Warden to carry on the business of the Prison, as contemplated in section 5 of this act, then the said Commissioners shall furnish the Warden with such amounts of money, from time to time, as may be needed to place the institution on proper footing for successful operation, not exceeding $25,000 during his term of office, and shall also turn over to him such raw material and manufactured articles as they may receive from the representatives of the late Keeper. The business of the institution shall be conducted as near as possible on the cash system, and no account of work done or articles sold shall be permitted to run longer than four months. Actions or suits for the recovery of money upon any debt, demand, or claim for work done by labor of the convicts, or for manufactures or for articles sold, or upon any contract made with the Warden, shall be brought and prosecuted in the name of the Commonwealth of Kentucky, in the Franklin circuit or common pleas court; and the affidavit of the clerk of the Penitentiary certifying that such debt, claim, or demand is just and correct, shall be *prima facie* evidence that the same is justly due and owing, and the onus shall devolve upon the defendant or contesting party to prove the contrary.

§ 18. If, at any time, the entire labor of the Prison is under contract, as herein provided, and the Commissioners are unable to hire the surplus labor outside of the walls of the Prison, as provided by law, and such labor must be kept in the Prison, the contractor shall furnish food for such convicts at an agreed price, not to exceed 25 cents per day *per capita* for all over 650, or may work a part or all of such labor for their food.

§ 19. Any contractor for the labor inside the walls of the Penitentiary may, with the advice and consent of the Commissioners, erect, at his own expense, such additional buildings, and introduce such machinery in the Prison as may be necessary to conduct any business or manufacture inside the Prison: *Provided*, Such buildings so erected shall not be of such a character as to be unsafe, and such business shall not be destructive of the health of the convicts; and on the termination of his contract, such contractor shall have the right to remove such buildings and machinery.

§ 20. Before entering upon the discharge of their duties under this act, the said Commissioners shall take an oath to faithfully and impartially discharge the same to the extent of their ability. When any duty is required of them in this act, it shall be competent for a majority of them to act, if all cannot be present and participate, except as to the appointment

of the officials, and in the advertisement for acceptance of bids, and making contracts and taking bond from the contractors for the labor of the convicts. As to these matters, all of said Commissioners must participate, unless prevented by unavoidable casualty. It shall be their duty, with the Warden associated with them as one of their number, to formulate and prescribe, for the use of the Prison, all needful rules, regulations, and by-laws for the government and discipline of the Prison, the rules for the government and conduct of the Warden, Deputy Warden, and all the officials connected with the Prison; also for the government of the prisoners in their deportment and conduct; also for the government of the contractor or contractors in the manner and to the extent to which they shall furnish clothing for the convicts; and shall prescribe the character of the food and diet of the prisoners. They shall also prescribe all needful rules for the preservation of the health of the convicts, for the daily cleansing of the Prison, for the cleanliness of the persons of the convicts, and for the general sanitary government of the Prison and the prisoners in all particulars, the character of the labor, and the length of time at which the convicts shall be daily employed. It shall be the duty of at least one of their number to visit the Prison once a week, and to visit it at least once a month in a body, for the purpose of examining the condition of the Prison, the management and condition of the convicts, and whether or not the rules are being obeyed and enforced. They shall hold stated monthly meetings, and such called meetings as may be necessary, and shall keep, in a book kept for that purpose, a full record of their proceedings. They shall cause the rules and regulations prescribed by them, together with the law allowing commutation of time to prisoners for good conduct, to be printed and posted in conspicuous places within the cell-houses and in the workshops. It shall also be their duty to repair the Prison, if at any time the same should be so seriously out of repair as to render delay imminently dangerous. They shall cause the convicts to be classified, so that the old and hardened criminals shall not be thrown with the youthful criminals, so far as the same can be done without in any way interfering with the free use of all the convicts that may be hired to any contractor or contractors.

§ 21. The said Commissioners shall each be allowed a salary of two hundred dollars per annum, to be paid out of the State Treasury, and paid as other salaries of State officials are now required to be paid by law. The salaries of the Warden, Deputy Warden, Physician, Chaplain, and the wages of the assistants, shall be paid monthly out of the State Treasury, and the Auditor of Public Accounts shall draw his warrant upon the Treasury therefor, in favor of each of said officials, upon the written order of the Chairman of the Sinking Fund Commissioners, and they shall, respectively, receive the following salaries, to wit: The Warden, two thousand dollars per annum; the Deputy Warden, twelve hundred dollars per annum; the Physician, twelve hundred dollars per annum; the Chaplain, six hundred dollars per annum; the four chief guards or assistants, fifty dollars each per month, and to the other guards or assistants, forty dollars each per month. No official connected with the Penitentiary shall be directly or indirectly connected or concerned with any contract for furnishing the Warden or any contractor any materials for manufacture or use in the Prison, or any supplies or produce to be used in the Penitentiary or by the convicts, in any way whatsoever; and they shall not be interested, in a financial way, with any business carried on by convict labor.

§ 22. All acts and parts of acts in conflict with this act are hereby repealed, and it shall take effect and be in force from and after its passage.

Mr. Montgomery offered the following amendment to said bill, viz:

Strike out all of section two down to the words "before entering upon," &c., and insert in lieu thereof the following: That a Warden shall be appointed by said Commissioners, who shall hold his office for two years. Such Warden shall not be appointed except by a majority vote of all the members of said Board of Commissioners. The Commissioners shall have power to remove the Warden at any time and appoint a successor to fill the vacancy till the expiration of the term; but no such removal or appointment to fill a vacancy shall be made, except by such majority vote. The term of office of the Warden shall begin on March 1st of the year of his appointment: *Provided*, That the first Warden appointed under this act shall immediately qualify, and his term of office shall expire March 1st, 1882.

The question was taken on the adoption of said amendment, and it was decided in the negative.

Mr. Halbert moved the following amendment to the 2d section of said bill, viz:

Amend section 2 by striking out the word "four," in said section, and inserting "two," and striking out "1884" and inserting "1882."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bertram and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. W. Gilmore,	Thos. J. Megibben,
Joseph Bertram,	Clint. Griffith,	W. O. Mize,
J. H. Bruce,	George T. Halbert,	J. H. Wilkinson,
Charles D. Foote,	Thomas Johnson,	A. H. Willingham—14.
W. H. Frederick,	C. N. Lewis,	

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	John W. Rowlett,
Alex. E. Adams,	R. I. McQuiddy,	Jas. Shackleford,
James Blackburn,	D. G. Mitchell,	H. H. Skiles,
M. T. Carpenter,	David R. Murray,	Ishmael H. Smith,
John T. Gathright,	Clifton J. Pratt,	Richard J. White—16.
Henry George,		

Mr. Halbert then moved the following amendment to the 12th section of said bill, viz:

Amend section 12 by adding thereto the following:

"*Provided*, That the sum paid for the capture and return of the escaped convict shall be paid by the Warden out of the funds belonging to the State."

And the question being taken thereon, it was decided in the affirmative.

Mr. Blackburn moved to amend said bill by striking out all of lines 17, 18, and 19 to the word "Warden" in section 2.

And the question being taken thereon, it was decided in the negative.

Mr. McElrath moved to strike out the words "for cause" in the 14th line of section 2.

And the question being taken thereon, it was decided in the affirmative.

Mr. Griffith moved to strike out the words "provide for" in the 9th line of the 5th section of said bill.

And the question being taken thereon, it was decided in the negative.

Mr. Halbert moved the following amendment to said bill, viz:

Amend section 6 by striking out the word "Commissioners" in lines 1 and 3, and inserting "Warden" in lieu thereof, and by striking out the word "said" and insert the words "before Commissioners" in the 7th line.

And the question being taken thereon, it was decided in the negative.

Mr. Foote moved to strike out "March 1st, 1884," and insert in lieu thereof "April 1st, 1882," from the 6th line of the 2d section of said bill.

And the question being taken thereon, it was decided in the negative.

Mr. Berry moved to strike out the 9th section of said bill.

And the question being taken thereon, it was decided in the negative.

Mr. Foote moved the following amendment to section 9 of said bill, viz:

Provided, That any authorized minister of the Gospel may visit said Prison and minister to the spiritual necessities of the prisoners on the first day of the week, and may visit the hospital on any day, under such rules and regulations as may be adopted for said Prison.

And the question being taken thereon, it was decided in the affirmative.

Mr. McElrath moved the following amendment to the 9th section of said bill, viz:

Provided, That if the ministers of the Gospel of the various religious denominations in the city of Frankfort consent to discharge, alternately, the duties herein required of the chaplain, then, and so long as said ministers shall discharge said duties, the said Commissioners shall not appoint a chaplain, but shall distribute among said ministers discharging said duties the compensation herein allowed for a chaplain, according to the amount of the service performed by each of them.

And the question being taken thereon, it was decided in the affirmative.

Mr. Blackburn moved the following amendment to section 13 of said bill, viz:

Strike out, in the 29th line of said section, the words "five dollars in current money," and insert in lieu thereof the words "transportation not transferable, at lowest rates, to the county from which the convict was sent."

Mr. White moved to amend said proposed amendment by adding thereto the following words, viz:

Provided, The convict shall desire to return to the county from which he came or was convicted.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the amendment proposed by Mr. Blackburn to said bill, and it was decided in the affirmative.

Mr. Murray moved to reconsider the vote by which the Senate had adopted said amendment.

Which motion was simply entered.

Mr. Wilkinson moved to amend the 13th section of said bill by inserting after the words "five dollars in current money," the words, "and transportation to the county seat where convicted."

And the question being taken thereon, it was decided in the negative.

Mr. Murray moved to amend the 13th section of said bill by adding after the word "money" the words, "which shall be expended by the contractor in the transportation and subsistence of the convict to the county where convicted."

Mr. Halbert moved the following amendment to the 13th section of said bill, viz:

Amend section thirteen by striking out all after the words "shall feed" in the ninth line, to and including "during its continuance" in the twelfth line, and by inserting the following in lieu thereof: "and clothe the prisoners hired to him and under his employ; but the Warden and Commissioners shall furnish all necessary medicine to all the disabled and diseased convicts as must of necessity remain in the prison, and unable to perform manual labor."

And the question being taken thereon, it was decided in the negative.

Mr. Blackburn moved to amend the 20th section of said bill by striking out of the 8th and 9th lines thereof the words, "with the Warden associated with them as one of their number."

And the question being taken thereon, it was decided in the affirmative.

Mr. Griffith moved to amend the 21st section of said bill by adding after the word "chaplain" the words, "or ministers officiating."

And the question being taken thereon, it was decided in the affirmative.

Mr. McQuiddy moved the following amendment to the 13th section of said bill, viz:

The Commissioners shall have power to furnish, for the use of the prisoners, such reading matter of a religious, literary, and scientific character as in their judgment will tend to develop the moral and business character of the prisoners, and for which purpose one hundred dollars per annum is hereby appropriated out of any money in the Treasury not otherwise appropriated.

And the question being taken thereon, it was decided in the affirmative.

Mr. Berry moved an amendment to said bill.

Pending the consideration of which, on motion of Mr. Foote,

Ordered, That the further consideration of said bill and pending amendments be postponed and made the special order of the day for to-morrow, at 10½ o'clock, A. M.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of W. C. Kennedy.

An act to regulate the conduct of lotteries in this State, and to impose a penalty for violating the laws regulating and prohibiting the same.

An act to fix the time of holding the court of claims of Hardin county.

An act to repeal an act to amend article 29, section 5, chapter 29, of the General Statutes, entitled "Crimes and Punishments," and to re-enact section 5 of article 29 of chapter 29 of the General Statutes.

An act to authorize the Owensboro Water Company to increase their bonded indebtedness.

An act for the benefit of Henry D. Boswell, of Ohio county.

An act to amend the General Statutes, subject "Revenue and Taxation."

An act to regulate the fees of certain officers in trials of writ of forcible entry and detainer.

An act changing the time of the meeting of the General Assembly.

Mr. Pratt, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to direct the Auditor to sell the P. A. Cline property in Piketon, Pike county;

An act to amend an act, entitled "An act to amend the charter of the Louisville, Cincinnati and Lexington Railway," approved 1st April, 1880;

An act to amend an act, entitled "An act to establish a State Board of Health, to provide for the appointment of Local Boards of Health, and a Superintendent of Vital Statistics," approved March 16th, 1878, and to impose penalties for violating certain provisions of this act;

An act to incorporate the town of Flemingsburg, in Fleming county;

An act to incorporate the Louisville and Burksville Oil, Mining, and Transportation Company;

An act to close up and discontinue Curran street, between Fourth and Fifth streets, in the city of Louisville;

An act to amend the charter of the city of Ludlow;

An act for the benefit of common school district No. 88, in Owen county;

An act to prevent hogs from running at large along certain turnpike roads in Bracken county;

An act regulating the granting merchant's license within the counties of Nelson and Adair;

An act fixing the compensation of the railroad tax collector of Marion county;

An act to amend chapter 350, section 2, of Acts 1876, concerning Mill creek and its tributaries, in Jefferson county;

An act regulating the summoning of jurors, and prescribing a penalty upon persons soliciting service as jurors;

An act to empower Logan county to retire the bonded indebtedness of the county at or before maturity; to create a sinking fund for that purpose; to provide for a commissioner of the sinking fund and collector of taxes levied, and to prescribe the duties and powers of said officers;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Madison and Southern Railroad Company;

An act to regulate public grain warehouses in this Commonwealth;

An act to incorporate the Hinkston Turnpike Road Company;

An act to incorporate the Camargo and Stanton Turnpike Road Company;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Pratt reported that the committee had performed that duty.

And then the Senate adjourned.

WEDNESDAY, APRIL 28, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the city of Maysville.

An act to enable the court of claims of Shelby county to issue and sell bonds to pay off so much of the county levy and indebtedness of said county as is bearing ten per cent. interest.

An act to amend an act, entitled "An act to establish a graded school at St. James (late Shelby) College, in Shelbyville," approved March 10th, 1871.

An act to prohibit the sale of spirituous, vinous, or malt liquors in the village of Slick Rock, and within a boundary of two miles of said village, in Barren county.

An act to prohibit the sale or giving or loaning of spirituous, vinous, or malt liquors within two miles of Deering Camp Meeting Ground, in Nicholas county.

An act to regulate the term of office of police judge and town marshal of the town of Carrollton.

An act for the benefit of Martha E. Cosby, of Hart county.

An act for the benefit of Ira. J. Davidson, late clerk of the Perry county court.

An act relating to the turnpike roads in the county of Henry.

An act to repeal all laws incorporating the town of Peak's Mill, in Franklin county, and creating a police judge and other town officers in said town.

An act to allow James Adams to peddle goods, wares, and merchandise in the counties of Franklin and Larue.

An act for the benefit of John W. Clarke, clerk of the Lyon circuit court, and late clerk of the Lyon county court.

An act to incorporate the California, Gubser's Mill, and Old State Road Turnpike Company.

An act authorizing the court of claims of Pike county to make an allowance to the sheriff of said county, not exceeding one hundred dollars, for waiting on the courts of said county.

An act for the benefit of the supervisors of tax of Marshall county.

An act to authorize A. Hawes, late county judge, to sign orders in the order-book of the Lawrence county court, and legalize the same.

An act to amend the charter of the town of Knottsville, Daviess county.

An act for the benefit of Wm. S. Samuel, a minor, of Fleming county.

An act to amend section 16, article 13, chapter 28, of the General Statutes, so far as the same applies to Campbell county.

An act to authorize the appointment of Henry C. Ferguson, a justice of the peace of Morgan county, as deputy county court clerk of said county.

An act to authorize the court of claims of Pike county to cause the delinquent list of said county to be sold at public outcry.

An act for the benefit of Mrs. Eliza A. Snell, of Scott county.

An act to amend an act, entitled "An act supplemental to an act, entitled 'An act to incorporate the Harrodsburg and Cornishville Turnpike Road Company.'"

An act to amend section 17, article 4, chapter 52, of the General Statutes.

An act for the benefit of John A. Webb.

An act for the benefit of W. C. D. Whipps.

An act to incorporate the Duncansville and Chaplin Turnpike Road Company, in Washington county.

An act for the benefit of M. L. Hazelip, judge of the Edmonson county court.

An act for the benefit of Jesse Cunningham, of Clark county, a pauper lunatic.

An act limiting the jurisdiction of the police judge and town marshal of the town of Pikeville, Pike county, within the corporate limits of said town.

An act to incorporate the town of Lott, in Whitley county.

An act to amend the charter of the Hopewell and Bethlehem Turnpike Road Company.

An act to amend an act, entitled "An act amending and reducing into one the several acts relating to the town of Scottsville," approved February 28th, 1860.

An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Glasgow.

An act to amend the charter of the town of Williamstown.

An act to incorporate anew the Elizaville and Helena Turnpike Company.

An act for the benefit of Caldwell county, approved February 20th, 1878.

An act to incorporate the Middleburg Seminary, in Casey county.

An act to incorporate the Adair County Deposit Bank.

An act to authorize the Carroll county court to issue bonds to pay the indebtedness of said county.

An act to incorporate the Paramount Institute at Mt. Vernon.

An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments in Robertson county, and to regulate the compensation therefor.

An act to incorporate the Perryville Male and Female Seminary, in Boyle county.

An act appropriating money for re-stocking the waters of Kentucky with food-fishes.

An act to incorporate the Deering Camp Meeting Ground Association, in Nicholas county.

An act to protect certain birds and birds' eggs in Warren, Hickman, and Fulton counties.

An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Mt. Sterling," approved March 7th, 1876.

An act to prohibit the sale of spirituous, vinous, or malt liquors within the corporate limits of the town of Dixon, in Webster county, or within one mile thereof.

An act to amend an act to continue and extend the charter of the Franklin Insurance Company of Louisville, and to amend said charter, approved April 1st, 1880.

Resolution appropriating money to purchase a sword for Lucien Young, a master in the United States Navy.

That they had disagreed to bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of T. S. Gardiner, of Grayson county.

An act to amend article 2, chapter 53, of the General Statutes, entitled "Idiots and Lunatics."

An act to amend section 19, article 1, chapter 94, General Statutes.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to give the consent of the State of Kentucky to the acquisition by the United States of lands within this State for the purpose of building locks and dams and other building son that part of Green river, beginning at a point one mile below the mouth of Bear creek, as far up said river as the United States may desire to improve the same, and ceding jurisdiction over the same,

An act to incorporate the Mt. Sterling, Hinkston, and Bath Turnpike Road Company.

An act to incorporate the People's City Railway Company.

An act for the benefit of the Cynthiana, Paddy's Run, and Lair's Station Turnpike Road Company, in Harrison county.

An act to amend sections 354 and 356 of the Criminal Code of Practice.

An act to amend chapter 49, General Statutes.

An act to amend chapter 45, General Statutes.

An act to enable the commissioners of the sinking fund of Bracken county to settle and compromise with Eginheart Daum, jr., late sheriff of Bracken county, and with his securities on his official bond, for the years 1875 and 1876.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz :

1. An act to amend an act, entitled "An act to maintain a graded school in the town of Hartford, and provide for the erection of school buildings therein," approved March 16th, 1878, and to provide for the election of trustees therein.

2. An act to amend the charter of the city of Hopkinsville.

3. An act for the benefit of James Fisher, assessor of Ballard county.

4. An act to fix the terms of the Christian quarterly court.

5. An act for the benefit of Wm. Brockman, of Louisville.

6. An act to extend and continue the charter of the Bank of Louisville.

7. An act to create a lien on steamboats and other water-crafts in favor of employes, tradesmen, and others doing work on, or furnishing materials and supplies to, steamboats and other water-crafts, and in favor of persons and property injured by the willful and negligent conduct of persons in the employ of such steamboats and other water-crafts.

8. An act to amend an act, entitled "An act to establish the Institution for the Education and Training of Feeble-minded Children," approved February 23d, 1874, and the acts amendatory thereof.

9. An act fixing the times of holding circuit courts in the sixteenth judicial district.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 2d, 4th, 7th, and 9th to the Committee on General Statutes; the 1st and 8th to the Committee on Education; the 5th to the Committee on Claims, and the 3d and 6th were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Foote, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of John W. Suddarth,

Reported the same without amendment.

Mr. Skiles moved to amend said bill by inserting after the word "received," where it occurs in said bill, the words "for that purpose."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carpenter, from the Committee on General Statutes—

An act to repeal an act, entitled "An act for the benefit of the public roads of Meade and other counties," approved February 14, 1880.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Cynthiana, Connersville, and Scott County Turnpike Company.

By Mr. Griffith, from the Committee on Banks and Insurance—

An act to incorporate the United States Mutual Aid Association.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to amend an act, entitled "An act to authorize John Pursley to erect a boom across Wolf creek, in Martin county."

By Mr. Murray, from the Committee on Courts of Justice—

An act for the benefit of the police judge of Lebanon, in Marion county, Kentucky.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to repeal an act, entitled "An act to amend the charter of the Columbia and Burksville Turnpike Road Company."

By Mr. Carpenter, from the Committee on General Statutes—

An act to incorporate the town of Cane Valley.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed en-

rolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Camargo and Stanton Turnpike Road Company.

An act to incorporate the Hinkston Turnpike Road Company.

An act to regulate public grain warehouses in this Commonwealth.

An act to incorporate the Madison and Southern Railroad Company.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, April 28, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

Joseph E Myers, Jefferson county.
Russell Sneed, Franklin county.
Willis L. Ringo, Hickman county.
Wm. Goebel, Kenton county.
R. G. Salyer, Montgomery county.
Mahlon Mackie, Montgomery county.

LUKE P. BLACKBURN, *Governor.*

On motion of Mr. White,

Resolved, That the Senate advise and consent to said nominations.

Mr. Willingham read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the thanks of this General Assembly are hereby tendered President James McCosh, D. D., LL. D., for his very able and interesting address upon the subject of education, delivered in this city on Thursday evening last.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Hays, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of F. B. Huston, sheriff of Union county,

Reported the same without amendment.

Said bill reads as follows, viz:

WHEREAS, F. B. Huston qualified as collector of the revenue for Union county for the year 1878, the office of sheriff being vacant, with the under-

standing that he should receive ten per cent. on all revenue collected by him and paid into the Treasury; and no one could be induced to make said collection for less; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts, in his settlement with Huston, is hereby authorized and directed to allow said Huston ten per cent. on all revenue collected by him and paid into the Treasury for the year 1878.

§ 2. This act to take effect from its passage.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clinton Griffith,	D. G. Mitchell,
Alex. E. Adams,	Geo. T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	David R. Murray,
J. H. Bruce,	Sam. E. Hill,	Clifton J. Pratt,
Attila Cox,	Thomas Johnson,	John W. Rowlett,
Charles D. Foote,	C. N. Lewis,	Jas. Shackleford,
John T. Gathright,	T. J. McElrath,	Richard J. White,
Henry George,	R. I. McQuiddy,	A. H. Willingham—26.
C. W. Gilmore,	Thos. J. Megibben,	

Those who voted in the negative, were—

M. T. Carpenter,	G. W. Reeves,	Ishmael H. Smith,
W. H. Frederick,	H. H. Skiles,	J. H. Wilkinson—6.

Resolved, That the title of said bill be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Wilkinson, from the Committee on Codes of Practice—

A bill to amend subsection 1, section 606, chapter 3, title 13, of the Civil Code of Practice.

By Mr. Adair, from the Committee on General Statutes—

A bill to authorize certain officers to execute process, and collect executions in Union county.

By Mr. McElrath, from the Committee on Codes of Practice—

A bill to incorporate the Carrollton and Worthville Telephone Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate Frankfort Coal and Iron Mining, Oil, Salt, and Timber Company.

Reported the same without amendment.

Mr. Gathright moved to amend said bill by adding thereto the following words: "The principal office of this company shall be in this State."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Hays moved to reconsider the vote by which the Senate had passed said amendment.

Which motion was simply entered.

Mr. Gathright then moved to amend said bill by striking out from the 6th section thereof the words, "and may condemn the same for the purpose."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Charles D. Foote,	David R. Murray,
Joseph Bertram,	John T. Gathright,	Clifton J. Pratt,
James Blackburn,	Henry George,	Jas. Shackleford,
J. H. Bruce,	Samuel E. Hill,	H. H. Skiles,
M. T. Carpenter,	C. N. Lewis,	J. H. Wilkinson—17.
Attila Cox,	R. I. McQuiddy,	

Those who voted in the negative, were—

Albert S. Berry,	Thomas Johnson,	John W. Rowlett,
C. W. Gilmore,	Thos. J. Megibben,	Ishmael H. Smith,
George T. Halbert,	D. G. Mitchell,	Richard J. White—11.
R. G. Hays,	G. W. Reeves,	

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Hays, from the Committee on Finance, reported a bill, entitled

A bill to provide for the fitting up and furnishing certain rooms in the building known as the Fire-proof Public Offices.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of fifteen hundred dollars, or so much thereof as may be necessary, is hereby appropriated for the purpose of fitting up and furnishing the two rooms in the third story of the building known as the Fire-proof Public Offices, heretofore assigned by law for the use of the Kentucky Historical Society.

§ 2. Said money shall be expended under the direction of the Governor, upon whose order the Auditor shall draw his warrant upon the Treasurer for the same.

§ 3. This act shall be in force from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	W. O. Mize,
Alex. E. Adams,	Clinton Griffith,	David R. Murray,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
James Blackburn,	Sam. E. Hill,	John W. Rowlett,
J. H. Bruce,	Thos. Johnson,	James Shackleford,
M. T. Carpenter,	C. N. Lewis,	H. H. Skiles,
Attila Cox,	T. J. McElrath,	Ishmael H. Smith,
Chas. D. Foote,	R. I. McQuiddy,	Richard J. White,
W. H. Frederick,	Thos. J. Megibben,	A. H. Willingham—28.
John T. Gathright		

Those who voted in the negative were—

G. W. Reeves, J. H. Wilkinson—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Foote, from the Committee on Claims, reported a bill, entitled

A bill for the benefit of A. E. Adams, of Pike county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

WHEREAS, A. E. Adams, on January 30th, 1862, received from the Treasury of the State of Kentucky the sum of two hundred and eighty-five dollars and twelve cents, which was paid said Adams for expenses and services in organizing a company of State Guards under the then existing law; and some time prior to the 20th of January, 1863, in obedience to orders, said Adams with his company reported to the Federal commandant, and was mustered into the regular service of the United States Government; and on the said 20th of January, 1863, said Adams was required to refund the money so received as aforesaid to the Treasury, and did do so, as shown by the books in the Adjutant General's office; and whereas, the United States Government recognizes its liability for the expenses aforesaid, and has manifested its readiness and willingness to pay claims such as this, but that such claims must be allowed by Congress to the States, and by the States paid to the parties entitled; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That A. E. Adams be, and he is hereby, allowed the sum of two hundred and eighty-five dollars and twelve cents for services rendered and expenses incurred in organizing a company of State Guards in the year 1862, conditioned that the General Government first make the payment of said amount to the State upon the account aforesaid, in which event the Auditor is directed to draw his warrant upon the Treasurer in favor of said A. E. Adams for the amount above specified.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	D. G. Mitchell,
Albert S. Berry,	C. W. Gilmore,	David R. Murray,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
James Blackburn,	Samuel E. Hill,	G. W. Reeves,
J. H. Bruce,	Thomas Johnson,	John W. Rowlett,
M. T. Carpenter,	C. N. Lewis,	James Shackleford,
Attila Cox,	T. J. McElrath	H. H. Skiles,
Charles D. Foote,	R. I. McQuiddy,	Ishmael H. Smith,
W. H. Frederick,	Thomas J. Megibben,	J. H. Wilkinson—28.
John T. Gathright,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. George, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of J. A. B. Huddleston and W. A. Walthall,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

Whereas, The Government of the United States has been paying the State of Kentucky the money expended by the State for the purpose of arming, clothing, and feeding troops who were enlisted, either for the national or State service, in the late war; and is still paying and willing to pay the money expended as aforesaid; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That J. A. B. Huddleston be, and he is hereby, allowed the sum of seven hundred and fifty dollars for services rendered as First Lieutenant of Company D, South Cumberland Battalion, from the 17th of December, 1864, until the 13th of May, 1865, conditioned that the same be first paid to the State by the General Government; and the Auditor of the State is hereby directed to draw his warrant in favor of said Huddleston on the Treasurer of the State for the amount above specified, whenever he shall ascertain that said amount for said services has been paid by the General Government to the State.

§ 2. That upon the same conditions, and under the same restrictions as specified in the foregoing, the Auditor shall also draw his warrant on the Treasurer in favor of Wm. A. Walthall for the sum of three hundred and twenty dollars for corn, hay, fodder, and provisions furnished said battalion.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	Thos. J. Megibben,
Alex. E. Adams,	W. H. Frederick,	Clifton J. Pratt,
Albert S. Berry,	John T. Gathright,	G. W. Reeves,
Joseph Bertram,	Henry George,	John W. Rowlett,
James Blackburn,	C. W. Gilmore,	James Shackleford,
J. H. Bruce,	R. G. Hays,	H. H. Skiles,
M. T. Carpenter,	Samuel E. Hill,	Ishmael H. Smith,
Attila Cox,	T. J. McElrath,	J. H. Wilkinson—24.

In the negative—Geo. T. Halbert—1.

Resolved, That the title of said bill be as aforesaid.

The Senate resumed the consideration of the unfinished order of yesterday, a bill, entitled

A bill to provide for the government, management, and discipline of the Kentucky Penitentiary,

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, The Commissioners of the Sinking Fund shall hereafter be *ex officio* directors of the Kentucky Penitentiary, and shall perform the duties hereinafter prescribed for them in this act.

§ 2. That a Warden of the penitentiary shall be elected, by joint ballot of the two Houses of the General Assembly, who shall hold his office for

the term of four years, commencing on the first day of March of the year of his election, subject to the provisions of this act: *Provided*, That the Warden elected by the present General Assembly shall qualify immediately after his election, and shall hold his office until March 1, 1884, also subject to the provisions of this act. The General Assembly next preceding the expiration of the term of office of any Warden so elected shall elect his successor. If a vacancy should occur at any time when the General Assembly is not in session, it shall be the duty of the said Commissioners to fill the same by the appointment of a suitable person to discharge the duties of the office until the next ensuing meeting of the General Assembly; and until the General Assembly, by a regular election, as above provided, has elected a person to fill the vacancy for the remainder of the term. The said Commissioners shall have power, for cause, in their discretion, to remove any Warden, and they shall communicate the fact, with the grounds upon which the removal was made, to the next succeeding General Assembly, within ten days after its organization. If the General Assembly fail or refuse to concur in the said removal within twenty days after the fact of removal is communicated to it, then it shall be the duty of said Commissioners to reinstate said Warden. Before entering upon the discharge of the duties of the office, the Warden shall execute a covenant to the Commonwealth of Kentucky in the sum of $30,000, with two or more good sureties, to be approved by said Commissioners, whose duty it shall be to take said bond, and shall file the same with the Secretary of State for safe-keeping, to the effect that he, as Warden, shall faithfully, well, and truly discharge and perform all the duties required of him, and all the obligations imposed upon him by the provisions of this act; and that he shall faithfully account for all money that may come to his hands, and pay the same into the State Treasury in the manner provided in this act; and that he shall faithfully account for all the property in his hands or under his control belonging to the State when he ceases to be Warden, or is required to do so by said Commissioners; and if, at any time, the Commissioners shall deem the sureties on the bond of the Warden insufficient, it shall be their duty to require him to give an additional bond, with sufficient surety, which additional bond shall in nowise impair, lessen, or affect the liability of the sureties on the original bond to the Commonwealth; and if said Warden declines, neglects, or fails to give such additional bond within thirty days after the said Commissioners serve notice on him requiring him to do so, they shall declare the office of Warden vacant, and shall fill the vacancy by appointment as is provided herein.

§ 3. It shall be the duty of the Warden to take charge of all the convicts in the penitentiary, and of all such as may, from time to time, be delivered to him according to law during his term of service, and them safely keep in the manner prescribed by law. He shall take charge and control of all the property belonging to the State in, or pertaining to, the penitentiary, and the same to use and employ in the administration of the affairs of the penitentiary, as provided by law. He shall maintain strict discipline in the management and government of the prisoners, and may enforce the observance of discipline and proper deportment, and also industry, among the prisoners, by reasonable penalties and punishments; but is prohibited from inflicting cruel or inhuman punishments. If, at any time, the labor of convicts confined in the penitentiary is not hired out to a contractor or contractors, as hereinafter provided, the Warden shall employ said convicts, such as are not sentenced to solitary confinement, in useful labor, as far as practicable, such as may be profit-

ably conducted within the prison walls; but he shall not, directly or indirectly, be personally interested, in a pecuniary sense, in any business or enterprise carried on or conducted in the prison, or by the labor of the convicts. For the violation of this provision he shall, for each offense, upon conviction in any court of competent jurisdiction, be fined in any sum not exceeding five hundred dollars and not less than one hundred dollars, in the discretion of the jury, and shall be removed from office by the said commissioners. If any Warden shall take, sell, or give any article of property in said prison, belonging to the State, with the felonious intent of converting the same to his own or to the use of another, he shall be deemed guilty of the crime of embezzlement, and, upon conviction by any court of competent jurisdiction, shall be confined in the penitentiary not less than one nor more than ten years. The Warden shall reside in the dwelling near the prison belonging to the State, and now occupied by the family of the late Keeper, and shall have the same, with its appurtenances, free of rent. The Warden may, with the approval of said Commissioners, make such alterations and repairs in the workshops, and such repairs in the machinery, as may be necessary. But this provision shall not be construed to authorize the erection of any new buildings. It shall also be the duty of the Warden 1st. To carefully supervise the government, discipline, and police of the prison. 2d. To give all necessary directions to the inferior officers and guards, and secure a careful and diligent discharge of their several duties. 3d. To examine daily into the state of the prison, and the health, diet, comfort, and safety of the convicts. 4th. To report quarterly to said Commissioners the number of guards employed, their names and duties, and such other matters as may be required. 5th. And generally to have charge of all the departments of the prison and its officers. It shall also be the duty of the Warden, as soon as he enters upon the discharge of his duties, to inspect and cause to be thoroughly cleansed and aired all the cells, to see that a sufficiency of clean and comfortable bedding is provided for each convict, and he shall cause the cells and beds and bedding to be thoroughly inspected at least once every week.

§ 4. The Warden shall balance his cash account each month, and report the same to the Commissioners; and on the fifth week day of each month he shall pay into the State Treasury so much of the funds in his hands as, in the opinion of said Commissioners, is not required for the current use of the penitentiary. He shall deposit all money remaining in his hands, not deposited in the Treasury, in some bank in the city of Frankfort, to his credit as Warden; and he shall be allowed no credit in the settlement of his accounts, unless he shall produce the receipt of the person to whom money was paid by him, which receipt shall show upon its face for what the money was paid.

§ 5. The Warden shall contract for and purchase all necessary raw material, and all supplies necessary to maintain, conduct, and carry on the business of the institution in a proper manner; and all articles purchased for the institution, and all articles of manufacture and other things made or fabricated in the institution by the labor of the prisoners, when the same are sold from time to time, and all work done for others, shall be reported to the clerk of the penitentiary, whose duty it shall be to enter the same in the regular account books of the institution: *Provided, however*, That the provisions of this section shall not apply in case the whole labor of the prison is under contract by hire. But if only part of such labor is under hire, then it shall apply to provide for the portion of the labor not hired.

§ 6. It shall be the duty of the said Commissioners, if at any time they deem it necessary, to appoint a Deputy Warden, who shall hold his office at the discretion of the Commissioners. Before the Deputy Warden enters upon the discharge of his duties, he shall take an oath to faithfully and zealously discharge the duties imposed upon him by law. And he shall give bond to the State of Kentucky in the sum of $10,000, with such sureties (not contractors in said prison) as the said Commissioners may approve, which bond shall be conditioned for the faithful discharge of his duties as Deputy Warden, and said bond shall be deposited for safe keeping with the Secretary of State. It shall be the duty of the Deputy Warden, 1st. To attend daily at the prison from the hour of unlocking in the morning until after the prisoners are locked up at night. 2d. In the absence of the Warden from the prison, or during his sickness, the Deputy Warden shall be present, and take general charge of the prison as Warden. 3d. He shall spend the whole day in the general supervision and assistance of the prisoners, direct them in their duties, receive reports from the assistants for all disobedience or violation of the rules by any person connected with the prison, and report the same to the Warden. 4th. He shall keep a book in which shall be entered every transgression of the published rules of discipline, with the name of the person or prisoner so guilty, which record shall be submitted to the Commissioners at each of their regular meetings. 5th. He shall examine the locks, doors, and cells of the prison daily. 6th. He shall constantly be moving about the prison, visiting frequently, but irregularly, and without notice, the workshops, kitchen, hospital, and all other departments of the prison. 7th. He shall be present and preside at the meals of the prisoners, unless his place is taken by the Warden. The duties prescribed in this act to be performed by the Deputy Warden shall devolve upon the Warden in case no Deputy Warden is appointed.

§ 7. The said Commissioners shall appoint a clerk, who shall keep the accounts of the prison in such manner as to exhibit clearly all the financial transactions relating to it. He shall keep a register of convicts, in which shall be entered the name of each convict, the crime for which he was convicted, the date of conviction, date of entry, period of sentence, when discharged, from what county, by what court sentenced, his nativity, an accurate description of his person, and, if known, whether he has been previously confined in the penitentiary of this or any other State, and when and how he was discharged. The clerk shall also keep a book, in which shall be recorded every punishment inflicted in the prison, specifying the offense committed, the character and extent of the punishment, and its effect upon the prisoners. He shall also keep a book, in which he shall enter monthly the deportment of each prisoner; and each prisoner, against whom no charge of misconduct is sustained, shall be allowed a commutation of five days in each calendar month for good behavior, subject, however, to revison and curtailment by the Commissioners for offenses against the rules of the prison or the laws of the State.

§ 8. The said Commissioners shall appoint a competent and skillful physician for the prison, to hold his office during their pleasure, whose duty shall be to visit the prison at least once each day, to attend promptly and regularly to all convicts needing medical treatment, to make proper prescriptions, and to give proper directions in each case. The hospital shall be managed under his direction, and he shall prescribe the proper food, nourishment, and treatment of the sick, and have a general care over the health of the convicts. He shall, from time to time, visit the kitchen, ascertain the kind and quantity of food which is furnished to the

convicts, and recommend to the Warden such changes of diet as he may deem best for the health of the prisoners. He shall keep a book, to be called a "Hospital Register," in which shall be entered the names of all the prisoners sick or complaining who require medical treatment, with the disease of each, and his prescription therefor.

§ 9. The said Commissioners shall appoint a chaplain, to hold his office during their pleasure, whose duty it shall be to preach to the convicts every Sunday, to furnish them proper religious instruction, to visit those who are sick or despondent, and to use his best exertions to promote the religious and moral welfare of the prisoners, as well as the harmony and general interests of the institution.

§ 10. It shall be the duty of the Warden, subject to the approval of the Commissioners, to appoint such assistants as may be necessary to safely guard the prisoners, carry out the government of the prison, and enforce the rules and regulations prescribed by the Commissioners, and execute the orders of the Warden. The Warden shall have power at any time to remove any such assistants with the consent of the Commissioners.

§ 11. That if any of the assistants, guards, or other officer of the Penitentiary, or other person than a convict, shall procure, aid, or abet any of the convicts confined therein to escape therefrom, or shall induce or persuade, or attempt to induce or persuade, any of the convicts therein to escape, or attempt to escape, every person so offending shall be deemed guilty of a felony, and, upon conviction thereof, shall be confined in the Penitentiary not less than one or more than five years.

§ 12. That article 15, chapter 29, entitled "Crimes and Punishments," of the General Statutes, be adopted and incorporated as part of this act, with this amendment: that where the word "Keeper" occurs in the several sections of said article, the word "Warden" shall be substituted, so as to read Warden instead of Keeper.

§ 13. That it shall be the duty of the Commissioners to hire out to a contractor or contractors all the convict labor, to be worked in the walls of the Penitentiary to the number of *six hundred*. Such hiring shall be to the highest and best bidder, after due advertisement. Said Commissioners shall make it a condition precedent to the consummation of the contract, that the number of the convicts so hired may vary from six hundred as many as fifty, either above or below that number, and such variation in number shall in nowise affect the contract or impair its obligation; and the Commissioners shall also make it a condition precedent that such contractor shall feed, clothe, and furnish all necessary medicine to the female convicts, and all disabled and diseased male convicts as must of necessity remain in the Prison, both such as are in the Penitentiary at the time of the execution of the contract, and such as may be sent there during its continuance. Each bid shall specify the price proposed to be paid for the labor in gross per annum, and shall be accompanied by a bond with sureties, who shall be worth in the aggregate an amount double that of the proposed contract price, to the satisfaction of the Commissioners that the bidder will comply with the terms thereof. The bids shall be opened by the Commissioners on the last day named in the advertisement for receiving the same, and be awarded to the highest and best bidder, the Commissioners having the right to reject all bids. The term for which said convicts may be hired shall not be less than one nor more than four years, and the contractor shall obligate himself in said bond to furnish during his lease the food, clothing, and medicine necessary for the health and comfort of the convicts so leased or hired; to defray the running expenses of the institution, except the pay of

guards and officers; to faithfully conform to all the rules and regulations prescribed by the Commissioners of the Sinking Fund for the diet, clothing, and safe-keeping of the convicts, and to conform to such rules and regulations as may be established by the Commissioners touching all sanitary and police matters; and upon the termination of the sentence of the convict, or his liberation by pardon, to furnish each convict with a new suit of serviceable clothing and five dollars in current money. Upon the execution of the bond as above required and the acceptance of the bid, the contractor shall be entitled to the use of the labor of such convicts, the various shops, and the machinery and fixtures therein. An inventory and appraisement of all such property as may be turned over to him shall be taken under direction of the Commissioners, which, at the expiration of his contract, shall be delivered back in like good order, upon similar appraisement and valuation: *Provided*, That he shall not be held liable for losses by fire or other unavoidable accident. And said contractor shall, upon application of the Warden, furnish such convicts as may be necessary for the performance of the menial labor within the sphere of his duty, and in executing the sanitary and police regulations. But if, after due advertisement, as above set forth, the Commissioners fail to secure such a bid as is acceptable to them, then they may hire the number of convicts herein specified to a contractor or contractors by private contract, and such contract, when made, shall be consummated in all respects, and shall contain the same stipulations and provisions, as is required in this section for a contractor who hires said convicts by public bid. Any contractor who hires said convicts and executes the bond required, shall have the authority to use any number of convicts under his control, not exceeding twenty-five, in raising vegetables and other productions for the use of the convicts, and may also use such convicts as may be necessary in transporting his supplies and manufactured articles and raw material to and from the Prison. Whenever the bond of any contractor shall be deemed insufficient by said Commissioners, they shall require such additional security as may be necessary to make the bond to the State amply good and sufficient.

§ 14. But in the event that the Commissioners fail to hire the said convict labor, as provided in the last foregoing section, then they may, in their discretion, hire a part of the labor of said convicts, and lease one or more of the shops and machinery in the Prison to a contractor or contractors, who shall give bond, with approved security, for the contract price. In case of such hiring, said Commissioners shall only hire the labor of the convicts, without requiring the contractor to furnish the clothing, food, or medicine necessary for the use of said convicts; but the same shall be furnished by the Warden, as required in this act. The bond required of such contractor shall be similar to the one required in the last preceding section, so far as the same is applicable.

§ 15. For every breach of any of the conditions of the bond or contract executed by any contractor, suit may be instituted thereon against such contractor or contractors and their sureties, in the name of the Commonwealth, in the Franklin circuit court.

§ 16. That all prisoners hired under contract, as herein provided, shall remain under prison police and government; and persons who are not convicts shall not associate with the prisoners so hired, or any of the prisoners, except the contractor or his agent, and such foremen and skilled mechanics as shall be necessary to conduct the business successfully, all of whom, however, shall be required to observe the rules of the Prison, and may be expelled for a failure to do so.

§ 17. In the event of failure, after faithful effort to hire the labor of the convicts, as herein required, and it becomes necessary for the Warden to carry on the business of the Prison, as contemplated in section 5 of this act, then the said Commissioners shall furnish the Warden with such amounts of money, from time to time, as may be needed to place the institution on proper footing for successful operation, not exceeding $25,000 during his term of office, and shall also turn over to him such raw material and manufactured articles as they may receive from the representatives of the late Keeper. The business of the institution shall be conducted as near as possible on the cash system, and no account of work done or articles sold shall be permitted to run longer than four months. Actions or suits for the recovery of money upon any debt, demand, or claim for work done by labor of the convicts, or for manufactures or for articles sold, or upon any contract made with the Warden, shall be brought and prosecuted in the name of the Commonwealth of Kentucky, in the Franklin circuit or common pleas court; and the affidavit of the clerk of the Penitentiary certifying that such debt, claim, or demand is just and correct, shall be *prima facie* evidence that the same is justly due and owing, and the onus shall devolve upon the defendant or contesting party to prove the contrary.

§ 18. If, at any time, the entire labor of the Prison is under contract, as herein provided, and the Commissioners are unable to hire the surplus labor outside of the walls of the Prison, as provided by law, and such labor must be kept in the Prison, the contractor shall furnish food for such convicts at an agreed price, not to exceed 25 cents per day *per capita* for all over 650, or may work a part or all of such labor for their food.

§ 19. Any contractor for the labor inside the walls of the Penitentiary may, with the advice and consent of the Commissioners, erect, at his own expense, such additional buildings, and introduce such machinery in the Prison as may be necessary to conduct any business or manufacture inside the Prison: *Provided*, Such buildings so erected shall not be of such a character as to be unsafe, and such business shall not be destructive of the health of the convicts; and on the termination of his contract, such contractor shall have the right to remove such buildings and machinery.

§ 20. Before entering upon the discharge of their duties under this act, the said Commissioners shall take an oath to faithfully and impartially discharge the same to the extent of their ability. When any duty is required of them in this act, it shall be competent for a majority of them to act, if all cannot be present and participate, except as to the appointment of the officials, and in the advertisement for acceptance of bids, and making contracts and taking bond from the contractors for the labor of the convicts. As to these matters, all of said Commissioners must participate, unless prevented by unavoidable casualty. It shall be their duty, with the Warden associated with them as one of their number, to formulate and prescribe, for the use of the Prison, all needful rules, regulations, and by-laws for the government and discipline of the Prison, the rules for the government and conduct of the Warden, Deputy Warden, and all the officials connected with the Prison; also for the government of the prisoners in their deportment and conduct; also for the government of the contractor or contractors in the manner and to the extent to which they shall furnish clothing for the convicts; and shall prescribe the character of the food and diet of the prisoners. They shall also prescribe all needful rules for the preservation of the health of the convicts, for the daily cleansing of the Prison, for the cleanliness of the persons of the convicts, and for the general sanitary government of the Prison and the prisoners

in all particulars, the character of the labor, and the length of time at which the convicts shall be daily employed. It shall be the duty of at least one of their number to visit the Prison once a week, and to visit it at least once a month in a body, for the purpose of examining the condition of the Prison, the management and condition of the convicts, and whether or not the rules are being obeyed and enforced. They shall hold stated monthly meetings, and such called meetings as may be necessary, and shall keep, in a book kept for that purpose, a full record of their proceedings. They shall cause the rules and regulations prescribed by them, together with the law allowing commutation of time to prisoners for good conduct, to be printed and posted in conspicuous places within the cell-houses and in the workshops. It shall also be their duty to repair the Prison, if at any time the same should be so seriously out of repair as to render delay imminently dangerous. They shall cause the convicts to be classified, so that the old and hardened criminals shall not be thrown with the youthful criminals, so far as the same can be done without in any way interfering with the free use of all the convicts that may be hired to any contractor or contractors.

§ 21. The said Commissioners shall each be allowed a salary of two hundred dollars per annum, to be paid out of the State Treasury, and paid as other salaries of State officials are now required to be paid by law. The salaries of the Warden, Deputy Warden, Physician, Chaplain, and the wages of the assistants, shall be paid monthly out of the State Treasury, and the Auditor of Public Accounts shall draw his warrant upon the Treasury therefor, in favor of each of said officials, upon the written order of the Chairman of the Sinking Fund Commissioners, and they shall, respectively, receive the following salaries, to wit: The Warden, two thousand dollars per annum; the Deputy Warden, twelve hundred dollars per annum; the Physician, twelve hundred dollars per annum; the Chaplain, six hundred dollars per annum; the four chief guards or assistants, fifty dollars each per month, and to the other guards or assistants, forty dollars each per month. No official connected with the Penitentiary shall be directly or indirectly connected or concerned with any contract for furnishing the Warden or any contractor any materials for manufacture or use in the Prison, or any supplies or produce to be used in the Penitentiary or by the convicts, in any way whatsoever; and they shall not be interested, in a financial way, with any business carried on by convict labor.

§ 22. All acts and parts of acts in conflict with this act are hereby repealed, and it shall take effect and be in force from and after its passage.

Mr. Berry withdrew the amendment offered by him to said bill on yesterday.

Mr. Adair moved the following amendment to said bill, viz:

In carrying out the provisions of this act, the Commissioners, before advertising the labor of the prison for hire, as provided in this act, shall offer said labor of six hundred convicts to be worked within the walls of the prison as hereinbefore provided, to the heirs or representatives of the late Keeper, J. W. South, for the period of two years; and if said offer be accepted by said heirs or representatives, the prison is to be governed and controlled, in all respects, under the provisions of this act, as if the labor had been hired to a public bidder. The said heirs or representatives of said South shall pay all of the running expenses of the prison, feed, clothe, and furnish bedding and medicine to the convicts, under the direction of the proper officer or officers, and shall save the State of all expense in

and about the running of the prison, and shall pay into the State Treasury, monthly, a sum sufficient to pay the officers and employes of the State connected with the prison, including the salary of the Commissioners. Said heirs or representatives shall be subject to all the provisions of this act in regard to contractors, and to rules prescribed by the Commissioners for their government. The said heirs or representatives shall execute bond with sufficient security, to be approved by the Commissioners, for the performance of their contract, which shall be deposited with the Secretary of State.

Mr. White moved to amend said proposed amendment by striking out the words "two years," and inserting in lieu thereof, "first day of March, 1881."

And the question being taken thereon, it was decided in the negative.

Mr. Skiles moved the following as a substitute for the amendment proposed by Mr. Adair, viz:

1. That the Commissioners of the Sinking Fund be, and they are hereby, directed to instruct the Warden of the penitentiary to furnish to the legal representatives of J. W. South, deceased, late Lessee of the penitentiary, such number of convicts, and for such reasonable time, as may be necessary to work up the raw material on hand (if any in excess of what said Lessee's representatives have a right to sell to the State), and also such shop room and machinery in the prison as may be necessary.

2. *Resolved further*, no charge shall be made by said Warden against said representatives for such labor, shop room, and machinery; but such work must be done under the direction of the Warden, who shall take care that no damage is done to the State's property in the prison, and that the convicts are properly cared for and not overworked or mistreated.

Mr. Foote moved to amend said proposed amendment by inserting after the words "raw material on hand" the words, "and all contracted to be delivered within one year."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Skiles to the amendment proposed by Mr. Adair, and it was decided in the negative.

Mr. Blackburn moved to amend the amendment proposed by Mr. Adair by adding thereto the following, viz:

Provided, No convicts shall be hired to or work outside of the Penitentiary, except as provided for in this act, under penalty of one hundred dollars fine, to be recovered in any court of competent jurisdiction.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. White and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Sam. E. Hill,	H. H. Skiles,
James Blackburn,	T. J. McElrath,	Ishmael H. Smith,
J. H. Bruce,	R. I. McQuiddy,	Richard J. White,
Attila Cox,	Thos. J. Megibben,	J. H. Wilkinson,
John T. Gathright,	Clifton J. Pratt,	A. H. Willingham—17.
Henry George,	James Shackleford,	

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	C. N. Lewis,
Albert S. Berry,	Clinton Griffith,	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	David R. Murray,
Charles D. Foote,	Thomas Johnson,	John W. Rowlett—16.
W. H. Frederick,		

Mr. Blackburn moved to amend said bill by striking out the words "two years," and inserting in lieu thereof the words "one year."

And the question being taken thereon, it was decided in the negative.

Mr. White moved to amend said proposed amendment by striking out the words "two years," and inserting in lieu thereof "January 1st, 1881."

And the question being taken thereon, it was decided in the negative.

Mr. McElrath moved the following amendment to said bill, viz:

But this shall not be construed as in any event binding the State to furnish said heirs and representatives with convicts to the number of six hundred; and if, in the opinion of said Commissioners, it will at any time be to the interest of the State to reduce the convicts in the prison to any number below six hundred, they shall have full power and authority to do so; so that it do not interfere with the prosecution of the work necessary to manufacture the raw material belonging to the estate of J. W. South, deceased.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McElrath and Wilkinson, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Thos. J. Megibben,	Ishmael H. Smith,
J. H. Bruce,	Jas. Shackleford,	J. H. Wilkinson,
Henry George,	H. H. Skiles,	A. H. Willingham—10.
T. J. McElrath,		

Those who voted in the negative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Alex. E. Adams,	C. W. Gilmore,	D. G. Mitchell,

Albert S. Berry,	Clint. Griffith,	W. O. Mize,
Joseph Bertram,	George T. Halbert,	David R. Murray,
M. T. Carpenter,	R. G. Hays,	Clifton J. Pratt,
Attila Cox,	Samuel E. Hill,	John W. Rowlett,
Charles D. Foote,	Thomas Johnson,	Richard J. White—23.
W. H. Frederick,	C. N. Lewis,	

Mr. Bruce moved the following as a substitute for the amendment proposed by Mr. Adair to said bill, viz:

That the executors or administrators of the late Keeper, J. W. South, shall have the right to use such labor of the prison, workshops, machinery, &c., as may be necessary for the purpose of working up all raw material on hand, and filling all outstanding contracts, under such terms and conditions as said executors or administrators and the Commissioners of the Sinking Fund may agree upon; and any such contract or agreement shall have full force and effect, and all or any bonds executed for that purpose shall be made payable to the Commonwealth, and shall bind all persons signing and executing the same.

Mr. Foote moved to amend said proposed amendment by adding after the words "all raw material on hand," the words "or contracted for."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. W. Gilmore,	C. N. Lewis,
Joseph Bertram,	Clint. Griffith,	D. G. Mitchell,
M. T. Carpenter,	George T. Halbert,	W. O. Mize,
Charles D. Foote,	R. G. Hays,	David R. Murray,
W. H. Frederick,	Thomas Johnson,	John W. Rowlett—16.
John T. Gathright,		

Those who voted in the negative, were—

Alex. E. Adams,	R. I. McQuiddy,	H. H. Skiles,
James Blackburn,	Thos. J. Megibben,	Ishmael H. Smith,
J. H. Bruce,	Clifton J. Pratt,	Richard J. White,
Henry George,	G. W. Reeves,	J. H. Wilkinson,
Samuel E. Hill,	Jas. Shackleford,	A. H. Willingham—16.
T. J. McElrath,		

Mr. Griffith being temporarily in the Chair, and having voted in the affirmative, no casting vote was given.

So said proposed amendment was rejected.

The question was then taken on the amendment proposed by Mr. Bruce to the amendment proposed by Mr. Adair to said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wilkinson and White, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Henry George,	H. H. Skiles,
J. H. Bruce,	Sam. E. Hill,	Ishmael H. Smith,
M. T. Carpenter,	Thos. J. Megibben,	Richard J. White,
W. H. Frederick,	Clifton J. Pratt,	J. H. Wilkinson—14.
John T. Gathright,	Jas. Shackleford,	

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	T. J. McElrath,
Alex. E. Adams,	Clinton Griffith,	R. I. McQuiddy,
Albert S. Berry,	Geo. T. Halbert,	W. O. Mize,
Joseph Bertram,	R. G. Hays,	David R. Murray,
Attila Cox,	Thomas Johnson,	John W. Rowlett,
Charles D. Foote,	C. N. Lewis,	A. H. Willingham—18.

The question was then taken on the amendment, as amended, proposed by Mr. Adair to said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. George and Wilkinson, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Albert S. Berry,	C. W. Gilmore,	W. O. Mize,
Joseph Bertram,	Clint. Griffith,	David R. Murray,
M. T. Carpenter,	George T. Halbert,	John Walter Rowlett,
Attila Cox,	R. G. Hays,	James Shackleford,
Charles D. Foote,	Thomas Johnson,	H. H. Skiles,
W. H. Frederick,	C. N. Lewis,	A. H. Willingham—21.

Those who voted in the negative, were—

Alex. E. Adams,	Sam. E. Hill,	Ishmael H. Smith,
James Blackburn,	T. J. McElrath,	Richard J. White,
J. H. Bruce,	Thos. J. Megibben,	J. H. Wilkinson—11.
Henry George,	Clifton J. Pratt,	

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. George and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	T. J. McElrath,
Alex. E. Adams,	C. W. Gilmore,	R. I. McQuiddy,
Albert S. Berry,	Clinton Griffith,	D. G. Mitchell,
Joseph Bertram,	Geo. T. Halbert,	W. O. Mize,

J. H. Bruce,	R. G. Hays,	David R. Murray,
M. T. Carpenter,	Sam. E. Hill,	John W. Rowlett,
Attila Cox,	Thomas Johnson,	Jas. Shackleford,
Charles D. Foote,	C. N. Lewis,	A. H. Willingham—25.
W. H. Frederick,		

Those who voted in the negative, were—

James Blackburn,	Clifton J. Pratt,	Richard J. White,
Henry George,	H. H. Skiles,	J. H. Wilkinson—8.
Thos. J. Megibben,	Ishmael H. Smith,	

Resolved, That the title of said bill be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Mountain Railroad Company;

An act to amend and revise an act, entitled "An act to establish a system of common schools for the town of Louisa, and so much of school district No. 1 as may be outside the corporate limits of said town," approved March 6th, 1880;

An act to incorporate the Home Building and Loan Association of Greenville;

An act to incorporate the Kentucky River Union Mining and Manufacturing Company;

An act to charter the North Middletown and Prescott Turnpike Company;

An act to amend an act, entitled "An act to incorporate the North Middletown and Cane Ridge Turnpike Road Company," approved March 9, 1867;

An act to incorporate the Cumberland and Green River Railway Company;

An act to amend the revenue laws as to assessor's forms.

An act to incorporate the Fountain Tent, No. 137, National Order of Rechabites;

An act to amend an act, entitled "An act to prescribe the pay of justices of the peace in Woodford and other counties," approved April, 1880;

An act authorizing the Auditor to appoint agents to attend to revenue matters;

An act allowing H. J. Spradlin to erect and keep a mill-dam across Little Sandy river at or near Martinsburg, Elliott county;

An act to declare the Middle Fork of Little Sandy river, and other streams of the said river, navigable streams;

An act to legalize the proceedings of the Breathitt county court of claims at its November term, 1879;

An act to extend the corporate limits of the town of Salyersville, Magoffin county;

An act for the benefit of F. R. Neal, jr., late sheriff of Washington county;

An act to regulate and reduce the toll at Fish Point or Gresham Ferry, on Rockcastle river;

An act for the benefit of Wm. Quiggins, of Breckinridge county.

An act to amend an act, entitled "An act to create the police court of the town of Winchester, in Clark county;"

Joint resolution for the benefit of the committee appointed to investigate the Louisville Gas Company;

Joint resolution for the benefit of S. M. McPherson;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act relating to the Vanceburg, Dry Run, and Kinniconick Turnpike Road Company;

An act to repeal sections 3 and 5 of an act, approved February 28th, 1880, entitled "An act to amend the act of incorporation of the town of Greenup, in Greenup county, and the acts amendatory thereof;"

An act to amend an act entitled "An act to repeal the charter and re-incorporate the town of Elizabethtown," approved February 26th, 1868;

An act for the benefit of the Exchange Bank of David Wilson & Co., of Flemingsburg, in Fleming county.

An act to amend an act, entitled "An act to charter the town of Parkland;"

An act to incorporate Fordsville Lodge, No. 600, of Free and Accepted Masons, in Ohio county;

An act to amend an act, entitled "An act to re-establish the Institution for the Education and Training of Feeble-minded Children," approved February 23d, 1874;

An act for the benefit of pauper idiots;

An act to amend an act, entitled "An act to prescribe the mode of ascertaining the value of the property of railroad companies for taxation, and for taxing same," approved April 3, 1878;

An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments, in Lewis county, and to regulate the compensation therefor;

An act authorizing the Lewis county court to build a bridge across Salt Lick creek where the Vanceburg, Salt Lick, Tollsboro, and Maysville Turnpike Road crosses the said creek;

An act to arrange the business of the Union circuit court, and directing the clerk to docket the cases in accordance therewith;

An act to amend an act, entitled "An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties," approved April 21st, 1880;

An act for the benefit of ferry-keepers of Breckinridge, Hancock, and Greenup counties;

An act in relation to the town of Lewisport, Hancock county;

An act for the benefit of Samuel Whitesides, of Henry county;

An act to authorize the construction of temporary drifts or booms in Station Camp creek, in Estill county, and to prescribe a penalty for a failure to remove the same;

An act to prevent the presentment and payment of fraudulent claims out of the Treasury;

An act to amend an act, entitled "An act to incorporate the Forest Hill Inclined Plane Railway Company, of Covington;"

An act for the benefit of James McCandless, of Pendleton county;

An act to incorporate the Licking River and Morgan Coal Road Company;

An act for the benefit of the Falmouth and Cynthiana Turnpike Company;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

And then the Senate adjourned.

THURSDAY, APRIL 29, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to establish a State Board of Health, to provide for the appointment of Local Boards of Health, and a Superintendent of Vital Statistics," approved March 16th, 1878, and to impose penalties for violating certain provisions of this act.

An act to close up and discontinue Curran street, between Fourth and Fifth streets, in the city of Louisville.

An act regulating the summoning of jurors, and prescribing a penalty upon persons soliciting service as jurors.

An act to direct the Auditor to sell the P. A. Cline property in Piketon, Pike county.

An act to empower Logan county to retire the bonded indebtedness of the county at or before maturity; to create a sinking fund for that purpose; to provide for a commissioner of the sinking fund and collector of taxes levied, and to prescribe the duties and powers of said officers.

An act to amend chapter 350, section 2, of Acts 1876, concerning Mill creek and its tributaries, in Jefferson county.

An act regulating the granting merchant's license within the counties of Nelson and Adair.

An act to amend an act, entitled "An act to amend the charter of the Louisville, Cincinnati and Lexington Railway," approved 1st April, 1880.

An act fixing the compensation of the railroad tax collector of Marion county.

An act to prevent hogs from running at large along certain turnpike roads in Bracken county.

An act for the benefit of common school district No. 88, in Owen county.

An act to amend the charter of the city of Ludlow.

An act to incorporate the Louisville and Burksville Oil, Mining, and Transportation Company.

That they had concurred in amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act incorporating the Ashland District Camp Meeting Association of the Methodist Episcopal Church.

An act to incorporate the Bloomfield and Harrodsburg Railroad Company.

That they had passed a bill and adopted a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of A. E. Adams, of Pike county.

Resolution for the benefit of Richard Carr, of Indiana,

That they had passed bills of the following titles, viz:

1. An act for the benefit of the coroners of this Commonwealth.

2. An act to amend an act incorporating the Central Coal and Iron Company, approved March 18th, 1876.

3. An act for the benefit of Lewis Campbell, a pauper lunatic of Letcher county.

4. An act to amend the charter of the Covington and DeCourcey Creek Turnpike Company.

5. An act to incorporate the Independence and Covington Telephone Company.

6. An act for the benefit of Enoch Wilson, committee for Biddy Wilson, a pauper lunatic of Knox county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, and 5th to the Committee on the Judiciary; the 3d and 6th to the Committee on Claims, and the 4th to the Committee on Internal Improvement.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter and amended charter of the Georgetown and Long Lick Turnpike Road Company.

By same—

An act to incorporate the Poor Ridge and Sugar Creek Turnpike Road Company, in Garrard county.

By Mr. Hill, from the Committee on Education—

An act for the benefit of colored school district No. 4, Boyle county.

By same—

An act to establish a new school district in Garrard county.

By Mr. Skiles, from the Committee on the Judiciary—

An act for the benefit of the Paducah and North Ballard Gravel Road Company and its branches.

By same—

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Blandville, in Ballard county, and to provide for taking a vote on that question.

By same—

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Milburn, in Ballard county, or within one mile thereof."

By same—

An act to authorize the employment, in cleaning and repairing the streets, sewers, and other public property in the city of Lexington, of prisoners confined at labor in the work-house of said city.

By same—

An act to regulate the mode and manner of discharge of prisoners confined in the work-house of the city of Lexington.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of T. J. Allen, of Bath county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Augusta, Cynthiana, and Georgetown Turnpike Road Company," approved February 28, 1835, and the acts amendatory thereto.

By same—

An act to incorporate the Indian Creek and Mt. Vernon Church Turnpike Road Company, in Anderson county.

By same—

An act to incorporate the Bellow's Mill Turnpike Road Company, in Mercer county.

By same—

An act to incorporate the Hammond's Creek and Johnsonville Turnpike Road Company, in Anderson county.

By same—

An act to incorporate the Salvisa, Kirkwood, and Johnsonville Turnpike Road Company, in Anderson county.

By same—

An act to amend an act, entitled "An act to incorporate the Berry's Station, Raven's Creek, and Dry Ridge Turnpike Road Company."

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend the city charter of Owensboro.

With an amendment to the last named bill.

Which was twice read and adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Hays, from the Committee on Finance, to whom had been recommitted a bill from the House of Representatives, entitled

An act to repeal an act, entitled "An act to fix the tax on real and personal estate at forty cents on the one hundred dollars in value thereof," approved March 7th, 1876, and to re-enact section 1, article 1, chapter 92, General Statutes, title "Revenue and Taxation," repealed thereby,

Reported the same with an amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to fix the tax on real and personal estate at forty cents on the one hundred dollars in value thereof," approved March 7th, 1876, be, and the same is hereby, repealed; and that section one, article one, chapter ninety-two, title "Revenue and Taxation," repealed thereby, be, and the same is hereby, re-enacted.

§ 2. This act to take effect from its passage.

The amendment proposed by the committee to said bill reads as follows, viz:

This act shall be in force until the first day of January, 1883.

And the question being taken thereon, it was decided in the negative.

Mr. McElrath moved the following amendment to said bill, viz:

This act shall be in force until the first day of January, 1882.

And the question being taken thereon, it was decided in the negative.

Mr. Adair moved the following amendment to said bill, viz:

And the same is amended by striking out "forty-five," in the first line of said section, and inserting in lieu thereof the words "forty-four and one half;" and strike out the word "twenty," in the fifth line of said section, and insert in lieu thereof the words "nineteen and one half."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Cox, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Clint. Griffith,	Thomas J. Megibben,
Albert S. Berry,	Samuel E. Hill	David R. Murray,
Joseph Bertram,	Thomas Johnson,	James Shackleford,
M. T. Carpenter,	T. J. McElrath	A. H. Willingham—13.
W. H. Frederick,		

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	W. O. Mize,
James Blackburn,	George T. Halbert,	A. B. Montgomery,
J. H. Bruce,	R. G. Hays,	Clifton J. Pratt,
Attila Cox,	C. N. Lewis,	John W. Rowlett,
Charles D. Foote,	R. I. McQuiddy,	Ishmael H. Smith,
John T. Gathright,	D. G. Mitchell,	J. H. Wilkinson—18.

Mr. Murray moved the following amendment to said bill, viz:

And the same is amended by striking out "forty-five," in first line, and inserting in lieu thereof "forty-two and one half," and by striking out the word "twenty," in the fifth line of said section, and inserting "seventeen and one half."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wilkinson and Frederick, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. W. Gilmore,	Thos. J. Megibben,
James Blackburn,	Geo. T Halbert,	D. G. Mitchell,
J. H. Bruce,	R. G. Hays,	W. O. Mize,
Attila Cox,	P. P. Johnston,	A. B. Montgomery,
Chas. D. Foote,	C. N. Lewis,	John W. Rowlett,
John T. Gathright	R. I. McQuiddy,	Jas. Shackleford—19.
Henry George,		

Those who voted in the negative were—

Cromwell Adair,	Sam. E. Hill,	H. H. Skiles,
Alex. E. Adams,	Thos. Johnson,	Ishmael H. Smith,
Joseph Bertram,	T. J. McElrath,	Richard J. White,

M. T. Carpenter, David R. Murray, J. H. Wilkinson,
W. H. Frederick, Clifton J. Pratt, A. H. Willingham—17.
Clinton Griffith, G. W. Reeves,

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to provide for the relief of the Penitentiary.

Mr. Carpenter moved an amendment to said bill.

Which was twice read and adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Pratt moved to reconsider the vote by which the Senate had passed said bill.

And the question being taken thereon, it was decided in the negative.

Mr. Murray moved to suspend the rules in order to allow him to report from the Committee on Courts of Justice a bill, entitled

A bill to reduce the allowance to committees of pauper idiots.

And the question being taken thereon, it was decided in the negative

Mr. George withdrew the motion heretofore offered by him to reconsider the vote by which the Senate had passed a bill, entitled

An act to amend an act, entitled "An act to incorporate the city of Mayfield."

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of the Agricultural and Mechanical College of Kentucky,

Together with the amendment heretofore proposed by Mr. Montgomery as a substitute for said bill.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That for the purpose of endowing the Agricultural and Mechanical College of Kentucky, and enabling it to purchase the apparatus, machinery, and implements necessary for its successful operation, and for the purpose of making proper provision for the maintenance and conduct of a Normal Department in connection therewith, for the proper instruction of common school teachers, and for the payment of the nec-

essary salaries to its officers, professors, instructors, &c., and for the purpose of purchasing a library for the use of the college and the defrayment of the other necessary expenses of said college, a tax of one half of one cent on each one hundred dollars of value of the property in the State liable to taxation for State revenue, shall be paid by the owners of said property, or the persons assessed for taxation with respect to said property, at the time the taxes for State revenue are by law payable in the year 1880; and a like tax of one half of one cent on each one hundred dollars of value of said property shall likewise be paid at the same time in the year 1881, and in each and every year thereafter: *Provided*, That no tax shall be assessed or collected under the provisions of this act upon the property of the colored citizens of this Commonwealth.

§ 2. The tax hereby provided for shall be collected in the same manner and by the same officers who are by law authorized to collect the sums raised by taxation for State revenue, and shall be charged to the officers collecting the same as the revenue proper is charged; and said officers shall have the same power of distraint and all other means of enforcing the payment thereof as now exists in regard to taxes levied for the purposes of State revenue; and said officers and their sureties shall be liable therefor on their official bonds in the same manner and to the same extent as said officers are now liable in regard to the taxes levied for the purposes of State revenue.

§ 3. All sums collected under the provisions of this act shall be kept as a distinct and separate fund for the benefit of the Agricultural and Mechanical College of Kentucky, and shall be paid over by the Treasurer of the State to the treasurer of the Agricultural and Mechanical College as fast as collected, upon warrants drawn therefor by the Auditor.

§ 4. This act shall take effect from and after its passage.

Said amendment reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That $3,000 per year be appropriated, out of any funds in the Treasury not otherwise appropriated to the Agricultural and Mechanical College at Lexington, to be used by the directors of said College to support and maintain said College.

§ 2. This appropriation shall begin from the passage of this act, and continue in force till its repeal.

§ 3. This act shall take effect from and after its passage.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Halbert and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Thomas Johnson,	Clifton J. Pratt,
Joseph Bertram,	C. N. Lewis,	G. W. Reeves,
M. T. Carpenter,	R. I. McQuiddy,	H. H. Skiles,
Henry George,	W. O. Mize,	Ishmael H. Smith—14.
George T. Halbert,	Alex. B. Montgomery,	

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	David R. Murray,
James Blackburn,	Clint. Griffith,	John W. Rowlett,
J. H. Bruce,	Samuel E. Hill,	Jas. Shackleford,
Attila Cox,	P. P. Johnston,	Richard J. White,
Charles D. Foote,	T. J. McElrath,	J. H. Wilkinson,
W. H. Frederick,	D. G. Mitchell,	A. H. Willingham—19.
John T. Gathright,		

Mr. Halbert moved an amendment to said bill.

Mr. White moved an amendment to said bill.

Mr. Reeves moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The amendment proposed by Mr. Halbert to said bill reads as follows, viz:

Amend the bill by adding to section three the following: *Provided*, The State Board of Education be made *ex officio* members of the Board of Trustees of said College, who shall act in conjunction with the Board created under and by virtue of section one of the act, entitled "An act to incorporate the Agricultural and Mechanical College of Kentucky, and to provide for the future management thereof," approved March 4th, 1880, and to have all the rights, powers, and privileges, and subject to the same conditions, as imposed upon the trustees by said act.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Halbert and White, were as follows, viz:

Those who voted in the affirmative, were—

George T. Halbert,	R. I. McQuiddy,	G. W. Reeves,
Thomas Johnson,	W. O. Mize,	Ishmael H. Smith,
C. N. Lewis,	Clifton J. Pratt,	Richard J. White—9.

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	D. G. Mitchell,
Alex. E. Adams,	John T. Gathright,	A. B. Montgomery,
Joseph Bertram,	C. W. Gilmore,	David R. Murray,
James Blackburn,	Clint. Griffith,	John W. Rowlett,
J. H. Bruce,	R. G. Hays,	Jas. Shackleford,
M. T. Carpenter,	Sam. E. Hill,	H. H. Skiles,
Attila Cox,	T. J. McElrath,	J. H. Wilkinson,
Charles D. Foote,	Thos. J. Megibben,	A. H. Willingham—24.

The amendment proposed by Mr. White to said bill reads as follows, viz:

Amend section 1 by adding the following:

"*Provided*, That the tax proposed to be raised by this act shall only be levied and collected for two years."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. White and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

J. H. Bruce,	Thomas Johnson,	G. W. Reeves,
M. T. Carpenter,	R. I. McQuiddy,	H. H. Skiles,
Henry George,	W. O. Mize,	Ishmael H. Smith,
C. W. Gilmore,	A. B. Montgomery,	Richard J. White,
Geo. T. Halbert,	Clifton J. Pratt,	A. H. Willingham—15.

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Thos. J. Megibben,
Alex. E. Adams,	Clint. Griffith,	D. G. Mitchell,
Joseph Bertram,	R. G. Hays,	David R. Murray,
James Blackburn,	Samuel E. Hill,	James Shackleford,
Attila Cox,	T. J. McElrath,	J. H. Wilkinson—16.
Charles D. Foote,		

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	T. J. McElrath,
Albert S. Berry,	C. W. Gilmore,	Thos. J. Megibben,
James Blackburn,	Clint. Griffith,	D. G. Mitchell,
M. T. Carpenter,	R. G. Hays,	David R. Murray,
Attila Cox,	Samuel E. Hill,	Jas. Shackleford,
Charles D. Foote,	P. P. Johnston,	A. H. Willingham—20.
W. H. Frederick,	C. N. Lewis,	

Those who voted in the negative, were—

Alex. E. Adams,	R. I. McQuiddy	John W. Rowlett,
Joseph Bertram,	W. O. Mize,	H. H. Skiles,
J. H. Bruce,	A. B. Montgomery,	Ishmael H. Smith,
Henry George,	Clifton J. Pratt,	Richard J. White,
George T. Halbert,	G. W. Reeves,	J. H. Wilkinson—16.
Thomas Johnson,		

Resolved, That the title of said bill be as aforesaid.

Mr. Smith moved to suspend the rules in order to allow him to report the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Legislature adjourn the 6th day of May, at 12 o'clock, M., without day.

And the question being taken thereon, it was decided in the negative, not having received a two-thirds majority.

The yeas and nays being required thereon by Messrs. Hill and White, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	John T. Gathright,	David R. Murray,
Joseph Bertram,	Henry George,	Clifton J. Pratt,
James Blackburn,	C. W. Gilmore,	G. W. Reeves,
J. H. Bruce,	Sam. E. Hill,	Ishmael H. Smith,
M. T. Carpenter,	Thos. J. Megibben,	Richard J. White,
Attila Cox,	W. O. Mize,	J. H. Wilkinson—20.
W. H. Frederick,	A. B. Montgomery,	

Those who voted in the negative, were—

Cromwell Adair,	Thomas Johnson,	John W. Rowlett,
Charles D. Foote,	C. N. Lewis,	James Shackleford,
Clinton Griffith,	R. I. McQuiddy,	A. H. Willingham—11.
George T. Halbert,	D. G. Mitchell,	

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend the revenue laws of this Commonwealth.

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the county judges of the several counties composing each of the circuit court districts in this State shall meet at the court-house in the county first named in the act establishing the several districts, on the second Monday in May, 1880, and every four years thereafter, and shall proceed to elect tax supervisor for said district, to serve for a period of four years. They shall make out and sign in duplicate a certificate of election, and give one copy thereof to the person so elected, and forward the other to the Auditor of Public Accounts at the seat of government; and in case a vacancy in said office of tax supervisor shall occur in any district, the county judges of said district shall convene, upon the call of the county judge of the county first named as aforesaid, and proceed to fill such vacancy, and to make out duplicate certificates thereof, and deliver one to the person elected, and forward the other to the Auditor.

§ 2. It shall be the duty of each tax supervisor to examine the commissioner's books of each county in his district as soon as possible after they are returned to the clerk's office, and to summon before him all persons whom he may have reason to believe have failed to give a just and true statement of the amount of estate upon which they ought to pay tax under the equalization law. He may examine each person so summoned, under oath, touching the kind, amount, and value of estate owned by him or her, which ought to be taken into account under the equalization law, and as to the amount of his or her indebtedness, and he may summon and examine other witnesses, including bank officers, who may be required to testify as to the accounts of depositors touching the same facts; and to enable him to compel witnesses to attend and testify, he shall have all the powers to summon, and to punish for disobedience of his summons, or a

refusal to testify, that are conferred by law on justices of the peace; and summonses issued by him against tax-payers and subpœnas for witnesses shall forthwith be executed by any sheriff, constable, jailer, or coroner to whom they may be delivered; and any officer failing to perform his duty in this regard shall be subject to a fine of not less than five nor more than fifty dollars, recoverable before any justice of the peace or police judge of the county of such officer's residence.

§ 3. Each supervisor of tax shall keep a true record of all his proceedings in a well-bound book or books to be provided by him for the purpose, which shall be deemed public records, and copies from which, when certified as such by the supervisor, shall be receivable in evidence in any case in which the original would be admissible.

§ 4. When a supervisor shall, as provided herein, ascertain that any person has failed to give in a proper sum under the equalization law, he shall make an entry upon his record-book of the amount so omitted to be given in, and make duplicate copies of the entry, and forward one to the Auditor of Public Accounts and deliver the other to the clerk of the county court of the county, who shall record the same in a book to be provided for the purpose and kept in his office, and shall deliver to the sheriff or tax collector a copy thereof, unless there shall be filed in his office, within ten days after the copy was received from the tax supervisor, a certificate of the circuit court clerk that an appeal from the decision of the tax supervisor has been filed in his office.

§ 5. If any person shall be dissatisfied with the decision of the tax supervisor as to the amount of his estate subject to taxation under the equalization law, he may, at any time within ten days after a copy of the supervisor's entry is filed in the office of the clerk of the county court, prosecute an appeal to the circuit court of the county from such decision, which may be done by filing a copy of the entry, certified by the supervisor or the county court clerk, with the clerk of the circuit court, and causing a summons to be issued thereon, which shall be served on the supervisor in the same manner as a summons in a civil action; the appeal shall be summarily tried by the court at any time after five days' notice to the supervisor. It shall be the duty of the attorney for the Commonwealth, or in his absence the county attorney, to represent the Commonwealth on the trial of the appeal. If the decision of the supervisor be affirmed, the party appealing shall pay the costs, including a reasonable fee to the attorney for the Commonwealth, to be fixed by the court, not, however, to exceed twenty dollars. After the appeal is decided, the clerk of the circuit court shall deliver to the clerk of the county court a copy of the judgment, and the latter shall enter the same upon his record-book in which he is required to enter the copies furnished him by the tax supervisor, and he shall then make out and deliver to the sheriff or tax collector a certificate of the amount as fixed by the judgment of the circuit court upon which the tax-payer is liable to pay tax.

§ 6. The sheriff or tax-collector shall proceed to collect and account for the tax and twenty per cent. damage thereon upon the amount certified to him under sections three and four, as if the same were contained in such tax-payer's list on the books of the assessor.

§ 7. The additional twenty per cent. directed by section six to be collected from taxpayers whose taxes have been increased under this act, shall be paid to the tax supervisor, which shall be in full for his services as such.

§ 8. Each supervisor shall take an oath, in addition to the official oath prescribed by the Constitution, that he will diligently and faith-

fully inquire into and make true report of all failures of tax-payers within his district to list under the equalization law all that the law requires them to list; and for any willful delinquency in the discharge of his duty under this act, a tax supervisor may be indicted in the the proper court of the county in which such delinquency occurred; and, upon conviction, shall be fined not exceeding two hundred and fifty dollars, in the discretion of the jury.

§ 9. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carpenter and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Geo. T. Halbert,	David R. Murray,
Joseph Bertram,	R. G. Hays,	John W. Rowlett,
James Blackburn,	Samuel E. Hill,	James Shackleford,
Attila Cox,	C. N. Lewis,	H. H. Skiles,
Chas. D. Foote,	T. J. McElrath,	Ishmael H. Smith,
John T. Gathright,	Thos. J. Megibben,	J. H. Wilkinson,
C. W. Gilmore,	W. O. Mize,	A. H. Willingham—22.
Clinton Griffith,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	A. B. Montgomery,
J. H. Bruce,	R. I. McQuiddy,	Clifton J. Pratt—7.
M. T. Carpenter,		

Resolved, That the title of said bill be as aforesaid.

Mr. Cox, from the Committee on Banks and Insurance, to whom was referred a bill from the House of Representatives, entitled

An act to amend the general insurance laws of this State,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the fees required to be paid for issuing licenses to agents of insurance companies, both fire and life, shall be paid into the Treasury, and placed to the credit of the Insurance Bureau.

§ 2. That if, at the end of any fiscal year, the receipts of the Insurance Bureau shall exceed its expenses, the surplus shall be placed to the credit of the revenue.

§ 3. This act shall take effect and be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Foote and Montgomery, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	P. P. Johnston,	A. B. Montgomery,
James Blackburn,	C. N. Lewis,	Clifton J. Pratt,

J. H. Bruce,	T. J. McElrath,	Jas. Shackleford,
Attila Cox,	R. I McQuiddy,	H. H. Skiles,
John T. Gathright,	Thos. J. Megibben,	Ishmael H. Smith,
R. G. Hays,	W. O. Mize,	Richard J. White—19.
Samuel E. Hill,		

Those who voted in the negative, were—

Joseph Bertram,	W. H. Frederick,	J. H. Wilkinson,
M. T. Carpenter,	George T. Halbert,	A. H. Willingham—8.
Charles D. Foote,	Thomas Johnson,	

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to declare and amend the law relative to principals and factors or agents.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act fixing the fees of jailers for keeping and dieting prisoners.

Mr. Hays moved to amend said bill by exempting the counties of Jefferson and Fayette from the provisions thereof.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the fees of the jailers of this Commonwealth for keeping and dieting each prisoner shall hereafter be fifty cents per day.

§ 2. That this act shall be in force from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	George T. Halbert,	Alex. B. Montgomery,
Alex. E. Adams,	R. G. Hays,	David R. Murray,
Joseph Bertram,	Samuel E. Hill,	Clifton J. Pratt,
James Blackburn,	Thomas Johnson,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	James Shackleford,

M. T. Carpenter, C. N. Lewis, H. H. Skiles,
Attila Cox, W. O. Mize, Ishmael H. Smith—22.
John T. Gathright,

Those who voted in the negative, were—

Charles D. Foote, Clint. Griffith, J. H. Wilkinson,
W. H. Frederick, T. J. McElrath, A. H. Willingham—8.
Henry George, R. I. McQuiddy,

Resolved, That the title of said bill be as aforesaid.

Mr. Hays moved to reconsider the vote by which the Senate had passed said bill.

Mr. Adair moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair, George T. Halbert, Clifton J. Pratt,
Joseph Bertram, Samuel E. Hill, John W. Rowlett,
J. H. Bruce, C. N. Lewis, Ishmael H. Smith—11.
John T. Gathright, David R. Murray,

Those who voted in the negative, were—

Alex. E. Adams, Clint. Griffith, W. O. Mize,
James Blackburn, R. G. Hays, A B. Montgomery,
M. T. Carpenter, Thomas Johnson, Jas. Shackleford,
Attila Cox, P. P. Johnston, H. H. Skiles,
Charles D. Foote, R. I. McQuiddy, J. H. Wilkinson,
W. H. Frederick, Thos. J. Megibben, A. H. Willingham—19.
Henry George,

The question was then taken on reconsidering the vote by which the Senate had passed said bill, and it was decided in the negative.

The Senate took up for consideration the disagreement between the two Houses in relation to amendments proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend section 2, article 4, chapter 18, General Statutes.

Mr. Adair moved that the Senate recede from its first and third amendments to said bill.

And the question being taken thereon, it was decided in the affirmative.

Mr. Blackburn moved to reconsider the vote by which the Senate had receded from said amendments.

Which motion was simply entered.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill to amend article 1 of chapter 16, of the General Statutes, title "Clerks."

By Mr. Adair, from the Committee on General Statutes—

A bill to amend an act, entitled "An act for the propagation and protection of food-fishes in the waters of the State of Kentucky.

By Mr. Murray, from the Committee on Courts of Justice—

A bill to incorporate the Bransford Draining Company, in Daviess county.

By Mr. McElrath, from the Committee on the Judiciary—

A bill for the better protection of all property afloat upon the rivers and water-courses in Kentucky.

By Mr. Montgomery, from same committee—

A bill to amend section 8, article 13, chapter 38, title "Executions," of the General Statutes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Megibben, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Eldorado and Duganville Turnpike Road Company, in Mercer county;

An act to authorize the judge of the Edmonson county court to sign certain orders of said court;

An act to change the time of holding the quarterly court of Shelby county;

An act for the benefit of the Eminence and Franklinton Turnpike Company, in Henry county;

An act for the benefit of R. C. Hudson, of Oldham county;

An act for the benefit of James Fisher, assessor of Ballard county;

An act for the benefit of the Agricultural and Mechanical College of Kentucky;

An act to incorporate the United States Mutual Aid Association;

An act to extend and continue the charter of the Bank of Louisville;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to give the consent of the State of Kentucky to the acquisition by the United States of lands within this State for the purpose of building locks and dams and other buildings on that part of Green river, beginning at a point one mile below the mouth of Bear creek, as far up said river as the United States may desire to improve the same, and ceding jurisdiction over the same;

An act for the benefit of the Cynthiana, Paddy's Run, and Lair's Station Turnpike Road Company, in Harrison county;

An act to incorporate the Mt. Sterling, Hinkston, and Bath Turnpike Road Company;

An act to incorporate the Newport Mutual Fire Insurance Company, of Newport;

An act to incorporate the Louisville, Lawrenceburg and Harrodsburg Railroad Company;

An act to incorporate the Harrodsburg and Northwestern Railroad Company;

An act to amend an act, entitled "An act to amend the charter of Elizabethtown, and to authorize the board of trustees of Elizabethtown to issue bonds and fund the present bonded debt of said town," approved April 10th, 1878;

An act to amend chapter 45, General Statutes;

An act to amend sections 354 and 356 of the Criminal Code of Practice;

An act to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington and Big Sandy Railroad Company," approved January 29th, 1869, and the various acts amending the same;

An act to incorporate the People's City Railway Company;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to authorize the construction of temporary drifts or booms in Station Camp creek, in Estill county, and to prescribe a penalty for a failure to remove the same.

An act for the benefit of the Falmouth and Cynthiana Turnpike Company.

An act to amend an act, entitled "An act to incorporate the Forest Hill Inclined Plane Railway Company, of Covington."

An act to incorporate Fordsville Lodge, No. 600, of Free and Accepted Masons, in Ohio county.

An act to amend an act, entitled "An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties," approved April 21st, 1880.

An act to prevent the presentment and payment of fraudulent claims out of the Treasury.

An act to arrange the business of the Union circuit court, and directing the clerk to docket the cases in accordance therewith.

An act relating to the Vanceburg, Dry Run, and Kinniconick Turnpike Road Company.

An act to repeal sections 3 and 5 of an act, approved February 28th, 1880, entitled "An act to amend the act of incorporation of the town of Greenup, in Greenup county, and the acts amendatory thereof."

An act to amend an act, entitled "An act to re-establish the Institution for the Education and Training of Feeble-minded Children," approved February 23d, 1874.

An act to amend an act, entitled "An act to prescribe the mode of ascertaining the value of the property of railroad companies for taxation, and for taxing same," approved April 3, 1878.

An act to amend an act, entitled "An act to charter the town of Parkland."

An act to amend an act entitled "An act to repeal the charter and re-incorporate the town of Elizabethtown," approved February 26th, 1868.

An act in relation to the town of Lewisport, Hancock county.

An act for the benefit of pauper idiots.

An act for the benefit of James McCandless, of Pendleton county.

An act authorizing the Lewis county court to build a bridge across Salt Lick creek where the Vanceburg, Salt Lick, Tollsboro, and Maysville Turnpike Road crosses the said creek.

An act for the benefit of Samuel Whitesides, of Henry county.

An act to incorporate the Licking River and Morgan Coal Road Company.

An act for the benefit of the Exchange Bank of David Wilson & Co., of Flemingsburg, in Fleming county.

An act to regulate the advertising of real estate under execution sales for State and county taxes, sales under decrees or judgments, in Lewis county, and to regulate the compensation therefor.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to define certain property exempted from the payment of debt.

An act to incorporate the Morgantown Deposit Bank, of Morgantown.

An act authorizing the sale of certain books belonging to the State now in the clerk's office of the Bell county court.

An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth.

An act for the benefit of the Union county court, authorizing said court to appoint a collector of county revenue.

Joint resolution directing the Auditor to draw his warrant for the expenses of the committeemen who visited the institutions at Danville and Anchorage.

And the question being taken on concurring in the adoption of said amendments, it was decided in the affirmative.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 17th, 1876, and the acts amendatory thereof.

And the question being taken on concurring in the adoption of said amendment, it was decided in the negative.

The Senate took up for consideration an engrossed bill, entitled

An act to amend an act, entitled "An act to prevent intoxication of county officers in this Commonwealth."

And the question being taken on the passage of said bill, it was decided in the negative.

So said bill was rejected.

The Senate took up for consideration the motion heretofore made by Mr. George to reconsider the vote by which they had passed a bill from the House of Representatives, entitled

An act to amend sections 1, 2, 4, and 5 of chapter 49, General Statutes, title "Guards," &c.

And the question being taken on reconsidering said vote, it was decided in the negative.

The Senate took up for consideration a bill, entitled

A bill to repeal sections 116 and 117 of the 7th chapter, title 7, and sections 605 and 606 of chapter 3, title 13, of the Civil Code of Practice.

Mr. P. P. Johnston moved to lay said bill on the table.

Which motion was adopted.

So said bill was rejected.

The Senate took up for consideration the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the State Librarian be and is directed to cause to be removed, at once, the urinal in the lower hall of the State House.

Mr. Hays moved to lay said resolution on the table.

Which motion was adopted.

So said resolution was rejected.

The Senate took up for consideration the following resolution, viz:

Resolved, That the Committee on Retrenchment and Reform bring in a bill reducing the per diem of members of the General Assembly to three dollars, mileage to five cents per mile, and stationery to five dollars per member; also, to report a bill making it a penal offense for all officials of the Commonwealth, including members of the General Assembly, to receive free passes on railroads, and use the same during their terms of office.

Mr. Wilkinson moved to lay said resolution on the table.

Which motion was adopted.

So said resolution was rejected.

The Senate took up for consideration the disagreement between the two Houses in relation to amendments proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend chapter 38, article 13, section 6, General Statutes, title "Executions."

And the question being taken, "Will the Senate recede from their proposed amendment?" it was decided in the affirmative.

The Senate took up for consideration a resolution, which originated in the House of Representatives, entitled

Resolution fixing the day of adjournment of the General Assembly.

Mr. Berry moved to postpone the further consideration of said resolution until Saturday next, May 1st.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright	David R. Murray,
Albert S. Berry,	Clinton Griffith,	James Shackleford,
J. H. Bruce,	Geo. T. Halbert,	J. H. Wilkinson,
Attila Cox,	R. G. Hays,	A. H. Willingham—14.
Chas. D. Foote,	R. I. McQuiddy,	

Those who voted in the negative were—

James Blackburn,	P. P. Johnston,	John W. Rowlett,
M. T. Carpenter,	Thos. J. Megibben,	H. H. Skiles,
W. H. Frederick,	A. B. Montgomery,	Ishmael H. Smith—11.
Sam. E. Hill,	Clifton J. Pratt,	

The Senate took up for consideration the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That for obvious reasons, too numerous to mention, the best interests of the State demand that the Capital be removed to some other point in the Commonwealth convenient to more than one of the great highways of travel.

Mr. McQuiddy moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and McQuiddy, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	George T. Halbert,	David R. Murray,
J. H. Bruce,	Samuel E. Hill,	Clifton J. Pratt,
Charles D. Foote,	P. P. Johnston,	John W. Rowlett,
W. H. Frederick,	Thos. J. Megibben,	Jas. Shackleford,
John T. Gathright,	W. O. Mize,	H. H. Skiles,
Henry George,	A B. Montgomery,	Ishmael H. Smith—18.

Those who voted in the negative, were—

Cromwell Adair,	Attila Cox,	R. I. McQuiddy,
Joseph Bertram,	C. N. Lewis,	J. H. Wilkinson,
M. T. Carpenter,	T. J. McElrath,	A. H. Willingham—9.

Mr. Murray moved to reconsider the vote by which the Senate had adopted said resolution.

Mr. P. P. Johnston moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

And then the Senate adjourned.

FRIDAY, APRIL 30, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Mountain Railroad Company.

An act to incorporate the Home Building and Loan Association, of Greenville.

An act for the benefit of the Agricultural and Mechanical College of Kentucky.

An act to amend an act, entitled "An act to incorporate the North Middletown and Cane Ridge Turnpike Road Company," approved March 9, 1867.

An act to charter the North Middletown and Prescott Turnpike Company.

An act authorizing the Auditor to appoint agents to attend to revenue matters.

An act to amend and revise an act, entitled "An act to establish a system of common schools for the town of Louisa, and so much of school district No. 1 as may be outside the corporate limits of said town," approved March 6th, 1880.

An act to incorporate the Kentucky River Union Mining and Manufacturing Company.

An act to incorporate the Cumberland and Green River Railway Company.

An act to amend an act, entitled "An act to create the police court of the town of Winchester, in Clark county."

An act allowing H. J. Spradlin to erect and keep a mill-dam across Little Sandy river at or near Martinsburg, Elliott county.

An act to declare the Middle Fork of Little Sandy river, and other streams of the said river, navigable streams.

An act to legalize the proceedings of the Breathitt county court of claims at its November term, 1879.

An act to extend the corporate limits of the town of Salyersville, Magoffin county.

An act for the benefit of F. R. Neal, jr., late sheriff of Washington county.

An act to regulate and reduce the toll at Fish Point or Gresham Ferry, on Rockcastle river.

An act for the benefit of Wm. Quiggins, of Breckinridge county.

An act to amend an act, entitled "An act to prescribe the pay of justices of the peace in Woodford and other counties," approved April, 1880.

An act to incorporate the Fountain Tent, No. 137, National Order of Rechabites.

An act to amend the revenue laws as to assessor's forms.

An act to incorporate the town of Flemingsburg, in Fleming county.

Joint resolution for the benefit of S. McPherson.

Joint resolution for the benefit of the committee appointed to investigate the Louisville Gas Company.

That they had passed a bill, which originated in the Senate, of the following title, viz:

An act to incorporate the Taylorsville, Salt River, and Waterford Turnpike Road Company.

The Senate took up for consideration an amendment proposed by the House of Representatives to a bill which originated in the Senate, entitled

An act to enable the commissioners of the sinking fund of Bracken county to settle and compromise with Eginhart Daum, jr., late sheriff of Bracken county, and with his securities on his official bond, for the years 1875 and 1876.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, April 30, 1880.

Gentlemen of the Senate:

I hereby nominate and appoint the following named gentlemen as Railroad Commissioners, viz: C. H. Rochester, J. F. Johnston, and Charles E. Kincaid.

I also nominate and appoint Dr. A. W. Bartlett Medical Superintendent of the Eastern Kentucky Lunatic Asylum, vice Dr. R. C. Chenault resigned, and respectfully ask your advice and consent thereto.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Adair moved to reconsider the vote by which the Senate had advised and consented to the nomination of the Railroad Commissioners named in said communication.

Which motion was simply entered.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to empower the county court of Grant county to make subscriptions to the capital stock of turnpike roads in said county.

By same—

An act to charter the Williamstown and Dowdsville, Turnpike Road Company, in Grant county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to authorize the election of a police judge, town marshal, and five trustees for the town of Petersburg, Boone county.

By same—

An act creating a magistrates' district in the county of Boone.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of J. H. Holliday, former presiding judge of the Nicholas county court and quarterly court.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend the charter of the Covington and DeCourcey Creek Turnpike Company.

By Mr. Hays, from the Committee on Finance—

An act to regulate the fare of street railways running and being operated in the county of Jefferson outside of the limits of the city of Louisville.

By Mr. Carpenter, from the Committee on General Statutes—

An act in relation to sheriffs' fees for serving process from other counties.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to amend an act, approved March 16th, 1878, prohibiting the sale of spirituous, vinous, and malt liquors in the town of Moscow, Hickman county.

By Mr. Shackleford, from the Committee on Banks and Insurance—

An act to incorporate the Farmers' Mutual Aid Association, of Bath county.

By Mr. Halbert, from the Committee on the Judiciary—

An act to incorporate the Independence and Covington Telephone Company.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of D. W. Russell, of Pulaski county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to regulate the advertising of real estate and personal property under execution sales, sales under decrees or judgments, and sales of real estate for State and county taxes, in Boyd county, and fixing the compensation therefor.

By same—

An act fixing the times of holding circuit courts in the sixteenth judicial district.

By Mr. Bruce, from the Committee on Railroads—

An act for the protection of passengers and others on railroads, engines, and cars in this State.

Ordered, That said bills be severally read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had passed a bill, entitled

An act to provide for a more economical management of the jury fund.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as also that ordering it to be read a third time, were reconsidered.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had rejected a joint resolution, entitled

Resolution concerning a settlement with N. Craig.

Mr. Skiles moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Reeves, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	R. G. Hays,	Clifton J. Pratt,
Joseph Bertram,	P. P. Johnston,	H. H. Skiles,
James Blackburn,	C. N. Lewis,	Ishmael H. Smith,
M. T. Carpenter,	R. I. McQuiddy,	J. H. Wilkinson—14.
John T. Gathright,	Alex. B. Montgomery,	

Those who voted in the negative, were—

Alex. E. Adams,	George T. Halbert,	W. O. Mize,
Albert S. Berry,	Samuel E. Hill,	David R. Murray,
W. H. Frederick,	Thomas Johnson,	G. W. Reeves,
Henry George,	T. J. McElrath,	James Shackleford,
C. W. Gilmore,	Thos. J. Megibben,	Richard J. White,
Clint. Griffith,	D. G. Mitchell,	A. H. Willingham—18.

The question was then taken on reconsidering the vote by which the Senate had rejected said resolution, and it was decided in the negative.

The Senate took up for consideration the motion made by Mr. Blackburn on yesterday to reconsider the vote by which they had receded from the first and third amendments proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend section 2, article 4, chapter 18, General Statutes.

And the question being taken on reconsidering the vote by which the Senate had receded from the first amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and White, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	R. I. McQuiddy,
Albert S. Berry,	George T. Halbert,	Thos. J. Megibben,
James Blackburn,	R. G. Hays,	D. G. Mitchell,
Attila Cox,	Thomas Johnson,	W. O. Mize,
Charles D. Foote,	P. P. Johnston,	Jas. Shackleford,

W. H. Frederick, C. N. Lewis, H. H. Skiles,
John T. Gathright, T. J. McElrath, Richard J. White—22.
Henry George,

Those who voted in the negative, were—

Cromwell Adair, Samuel E. Hill, John W. Rowlett,
Joseph Bertram, Alex. B. Montgomery, Ishmael H. Smith,
J. H. Bruce, David R. Murray, J. H. Wilkinson,
M. T. Carpenter, Clifton J. Pratt, A. H. Willingham—14.
C. W. Gilmore, G. W. Reeves,

The question was then taken, "Will the Senate recede from their first proposed amendment?" and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair, Sam. E. Hill, G. W. Reeves,
Joseph Bertram, A. B. Montgomery, John W. Rowlett,
J. H. Bruce, David R. Murray, J. H. Wilkinson,
M. T. Carpenter, Clifton J. Pratt, A. H. Willingham—12.

Those who voted in the negative, were—

Alex. E. Adams, C. W. Gilmore, R. I. McQuiddy,
Albert S. Berry, Clinton Griffith, Thos. J. Megibben,
James Blackburn, George T. Halbert, D. G. Mitchell,
Attila Cox, R. G. Hays, W. O. Mize,
Charles D. Foote, Thomas Johnson, James Shackleford,
W. H. Frederick, P. P. Johnston, H. H. Skiles,
John T. Gathright, C. N. Lewis, Ishmael H. Smith,
Henry George, T. J. McElrath, Richard J. White—24.

The question was then taken on reconsidering the vote by which the Senate had receded from their third amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and White, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair, George T. Halbert, Thos. J. Megibben,
Alex. E. Adams, R. G. Hays, D. G. Mitchell,
Albert S. Berry, Thomas Johnson, W. O. Mize,
James Blackburn, P. P. Johnston, A. B. Montgomery,
Attila Cox, C. N. Lewis, Jas. Shackleford,
Charles D. Foote, T. J. McElrath, H. H. Skiles,
John T. Gathright, R. I McQuiddy, Richard J. White—22.
C. W. Gilmore,

Those who voted in the negative, were—

Joseph Bertram, Clinton Griffith, John W. Rowlett,
J. H. Bruce, Samuel E. Hill, Ishmael H. Smith,
M. T. Carpenter, David R. Murray, J. H. Wilkinson,
W. H. Frederick, Clifton J. Pratt, A. H. Willingham—14.
Henry George, G. W. Reeves,

The question was then taken, "Will the Senate recede from their third proposed amendment to said bill?" and it was decided in the negative.

Mr. Adair then moved that a committee of conference be appointed to take into consideration the disagreement between the two Houses in relation to said proposed amendments.

And the question being taken thereon, it was decided in the affirmative.

Whereupon, the Speaker appointed Messrs. Adair and Blackburn said committee.

Mr. Carpenter, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act regulating the fees of the clerk of the Jefferson circuit court, the fees of the clerk of the Jefferson court of common pleas, the fees of the clerk of the Louisville chancery court, and the fees of the clerk of the county court of Jefferson county,

Reported the same without amendment.

Mr. Hays moved an amendment to said bill.

Which was rejected.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to provide for the government, management, and discipline of the Kentucky Penitentiary,

With amendments thereto.

Said amendments read as follows, viz:

1. Amend twentieth line, second section, by inserting after the word "shall," "take the Constitutional oath, and."

2. Strike out the words "by the provisions of this act," in the twenty-sixth line, section second, and insert "according to law."

3. Amend by adding to section four "and the books of the Warden and his clerks shall at all times be open to the inspection of any committee of the Legislature and to the Commissioners of the Sinking Fund."

4. Amend section nine by striking out all from, and including, the words "and that if the various ministers," &c.

5. Amend second line, ninth section, by adding the words "male and female."

6. Amend section twenty-one by inserting the word "clerk" after "physician" and before "chaplain," and by striking out of the tenth line the words "or ministers officiating."

7. Strike out section twenty two of the bill. Amend by adding section twenty-two as follows, viz: The Warden and clerk of the penitentiary shall, once in every year, and oftener if so required by the Commissioners, at such time as the Commissioners may appoint, make a full general settlement of their accounts, vouchers, and books with said Commissioners, who shall annually report said settlement, together with all other matters pertaining to said penitentiary and management of same, to the Governor, which report shall be laid before the next General Assembly.

The question was severally taken on concurring in the adoption of the 1st, 2d, 3d, 4th, 5th, and 6th amendments, and it was decided in the affirmative.

Pending the consideration of the question of concurring in the adoption of the 7th amendment,

Mr. Wilkinson moved the previous question.

Mr. Murray then moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	C. W. Gilmore,	T. J. McElrath,
Joseph Bertram,	Clinton Griffith,	R I. McQuiddy,
M. T. Carpenter,	Geo. T. Halbert,	D. G. Mitchell,
Attila Cox,	R. G. Hays,	W. O. Mize,
Chas. D. Foote,	Thos. Johnson,	David R. Murray,
W. H. Frederick,	C. N. Lewis,	John W. Rowlett—18.

Those who voted in the negative, were—

Cromwell Adair,	Samuel E. Hill,	James Shackleford,
Alex. E. Adams,	P. P. Johnston,	H. H. Skiles,
James Blackburn,	Thos. J. Megibben,	Ishmael H. Smith,
J. H. Bruce,	A. B. Montgomery,	Richard J. White,
John T. Gathright,	Clifton J. Pratt,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham-18.

The question was then taken, "Shall the main question be now put?" and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	P. P. Johnston,	Jas. Shackleford,
James Blackburn,	R. I. McQuiddy,	H. H. Skiles,
J. H. Bruce,	Thos. J. Megibben,	Ishmael H. Smith,
Attila Cox,	A. B. Montgomery,	Richard J. White,
John T. Gathright,	Clifton J. Pratt,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham—19.
Sam. E. Hill,		

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	T. J. McElrath,
Albert S. Berry,	Clint. Griffith,	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	David R. Murray,
Charles D. Foote,	Thomas Johnson,	John W. Rowlett—17.
W. H. Frederick,	C. N. Lewis,	

The question was then taken on concurring in the adoption of the 7th amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Berry and Murray, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	P. P. Johnston,	Jas. Shackleford,
James Blackburn,	R. I. McQuiddy	H. H. Skiles,
J. H. Bruce,	Thos. J. Megibben,	Ishmael H. Smith,
Attila Cox,	A. B. Montgomery,	Richard J. White,
John T. Gathright,	Clifton J. Pratt,	J. H. Wilkinson,
Henry George,	G. W. Reeves,	A. H. Willingham—19.
Samuel E. Hill,		

Those who voted in the negative, were—

Cromwell Adair,	C. W. Gilmore,	T. J. McElrath,
Albert S. Berry,	Clint. Griffith,	D. G. Mitchell,
Joseph Bertram,	George T. Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	David R. Murray,
Charles D. Foote,	Thomas Johnson,	John W. Rowlett—17.
W. H. Frederick,	C. N. Lewis,	

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to provide for liens for laboring men and supply men," approved March 20th, 1876.

An act to regulate criminal and civil prosecutions in the 10th judicial district.

With amendments thereto.

The last of which was taken up, twice read, and adopted.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to amend chapter 70 of the General Statutes, entitled "Liens of Mechanics and Laborers and Material Men."

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on Codes of Practice.

Mr. Megibben withdrew the motion heretofore entered by him to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to establish a city government for the town of Carlisle.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to provide for the relief of the Penitentiary.

With two amendments thereto.

The question was then taken on concurring in the first proposed amendment to said bill, and it was decided in the negative.

The question was then taken on concurring in the second proposed amendment to said bill, and it was decided in the affirmative.

After a short time, a message was received from the House of Representatives, announcing that they had receded from their first proposed amendment to a bill, which originated in the Senate, entitled

An act to provide for the relief of the Penitentiary.

Mr. Smith read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie one day on the table being dispensed with, said resolution was taken up, and read as follows:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when this General Assembly adjourns on the 6th day of May, 1880, at 12 o'clock, M., that said adjournment shall be *sine die*.

Mr. McElrath moved to amend said resolution by striking out the word "sixth," where it occurs therein, and inserting in lieu thereof the word "four."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and George, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	R. G. Hays,	Clifton J. Pratt,
Joseph Bertram,	Samuel E. Hill,	G. W. Reeves,
James Blackburn,	Thomas Johnson,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	James Shackleford,
M. T. Carpenter,	C. N. Lewis,	H. H. Skiles,
W. H. Frederick,	T. J. McElrath,	Ishmael H. Smith,
Henry George,	R. I. McQuiddy,	Richard J. White,

C. W. Gilmore,	Thos. J. Megibben,	J. H. Wilkinson,
Clint. Griffith,	W. O. Mize,	A. H. Willingham—29.
Geo. T. Halbert,	David R. Murray,	

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote—2.

Mr. Berry read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie over one day being dispensed with, said resolution was taken up and read as follows:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts, Treasurer of State, and Attorney General be, and they are hereby, authorized to investigate the accounts of Newton Craig, as keeper of the Penitentiary, with the State of Kentucky, and report the result of such investigation to the next General Assembly.

Mr. Mize moved to amend said resolution by adding thereto the following:

Provided, That the said N. Craig shall pay all expenses incident to said investigation.

Which was twice read and adopted.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	W. O. Mize,
Albert S. Berry,	Clint. Griffith,	David R. Murray,
J. H. Bruce,	Sam. E. Hill,	G. W. Reeves,
Charles D. Foote,	Thomas Johnson,	James Shackleford,
W. H. Frederick,	T. J. McElrath,	Richard J. White—17.
Henry George,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	Clifton J. Pratt,
Joseph Bertram,	P. P. Johnston,	H. H. Skiles,
James Blackburn,	C. N. Lewis,	Ishmael H. Smith,
M. T. Carpenter,	R. I. McQuiddy,	J. H. Wilkinson—14.
John T. Gathright,	A. B. Montgomery,	

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Foote, from the Committee on Claims—

A bill to amend chapter 575 of an act, entitled "An act to provide for appointing and electing county commissioners for Kenton county, and defining their duties," approved March 27th, 1880.

By Mr. Montgomery, from the Committee on the Judiciary—

A bill to change and fix the time of holding the circuit courts in the 1st judicial district, and giving additional time to common pleas court in Ballard and Hickman counties.

By Mr. McElrath, from the Committee on Internal Improvement—

A bill to incorporate the Wickliffe Mining Company.

By Mr. Montgomery, from the Committee on the Judiciary—

A bill to repeal an act, entitled "An act to amend an act, entitled 'An act to repeal the charter and reincorporate the town of Elizabethtown,'" approved February 26th, 1868.

By Mr. Blackburn, from the Committee on Internal Improvement—

A bill to amend an act to incorporate the Steele's Turnpike Road Company.

By Mr. Carpenter, from the Committee on General Statutes—

A bill to repeal sections 2, 3, 4, and 5, article 3, chapter 28, General Statutes.

By same—

A bill to amend the title of an act, approved April 8, 1878, entitled, "An act to repeal sections 2, 3, 4, and 5, article 3, chapter 28, General Statutes, and fix the compensation of the Court of Appeals."

By Mr. Murray, from the Committee on Courts of Justice—

A bill to amend an act to prevent intoxication of county officers in this Commonwealth.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read the third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to repeal an act, entitled "An act to amend an act, entitled 'An act to repeal the charter and incorporate the town of Elizabethtown,'" approved February 26th, 1868.

Mr. George, from the Committee on Claims, reported a bill, entitled

A bill for the benefit of Richard Thomas, of Daviess county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, authorized and directed to draw his warrant on the Treasury in favor of Richard Thomas, of Daviess county, for one hundred and forty dollars, for keeping and caring for pauper lunatic Wm. Thomas, from June 12th, 1878, until the 12th of April, 1880; the said Richard Thomas having cared and provided for the said lunatic during the said time.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	George T. Halbert,	A. B. Montgomery,
Alex. E. Adams,	R. G. Hays,	David R. Murray,
Albert S. Berry,	Samuel E. Hill	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	G. W. Reeves,
W. H. Frederick,	P. P. Johnston,	John W. Rowlett,
Henry George,	C. N. Lewis,	James Shackleford,
C. W. Gilmore,	Thomas J. Megibben,	H. H. Skiles,
Clint. Griffith,	W. O. Mize,	J. H. Wilkinson—24.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Cox, from the Committee on the Sinking Fund, to whom was referred a bill from the House of Representatives, entitled

An act to provide means for supplying any deficiency in the State revenue for ordinary expenses of the government within the next two years,

Reported the same with an amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That for the purpose of providing means to supply any deficiency that may occur in the State revenue, for the ordinary expenses of the government, within the next two years, the following State officers, viz: the Governor of this Commonwealth, the Auditor of Public Accounts, and the State Treasurer, are hereby appointed a Board of Commissioners, any two of whom may act, and authorized and empowered, for and on behalf of the State, to borrow from the Commissioners of the Sinking Fund, any bank, banking association, corporation, or from private individ-

uals, any sum or sums of money, not exceeding five hundred thousand dollars, for the purposes hereinbefore stated, at a rate of interest not exceeding six per cent. per annum, payable as they may deem best, and execute and deliver the note or notes, bond or bonds of the State therefor, due and payable at such time or times as they may think proper to the Commissioners of the Sinking Fund, bank, banking association, or private individual from whom the loan or loans may be made.

§ 2. The said Commissioners shall not borrow, at any one time, more money than may, in their best judgment, be necessary to meet the deficiency at the time, and, in the aggregate, not exceeding the sum aforesaid.

§ 3. That from time to time, should money accumulate in the Treasury more than is necessary to meet the ordinary expenses of the government, the said Commissioners are authorized and directed to apply the same, or as much thereof as can be safely spared, to the payment of all or any part of the debt created under the authority of this act, and stop interest thereon to the extent of such payment; and the Auditor of Public Accounts is hereby authorized to draw his warrant or warrants upon the Treasurer for such sum or sums as said Commissioners shall decide to pay on said debt from time to time.

§ 4. That the said Commissioners are hereby authorized to renew said notes or bonds as often as they may fall due, if funds are not in the Treasury sufficient to pay the same, and pay the interest due up to the time of such renewal or renewals; or they may pay the interest as stipulated, without renewal, from time to time, and for this purpose the Auditor of Public Accounts is authorized to draw his warrant or warrants upon the Treasurer for the interest thus due and ordered to be paid by said Commissioners.

§ 5. That before borrowing from any bank, banking association, corporation, or private individual, the said Commissioners shall first borrow from the Commissioners of the Sinking Fund, who are hereby authorized to loan the same, any surplus, or as much thereof as may be needed for the purposes of this act, belonging to said fund, over and above what may be necessary to pay the interest on the State debt or any State bonds that are likely to be presented for payment.

§ 6. That the said Commissioners shall keep a record of their proceedings under this act, and make report thereof to the next General Assembly of this Commonwealth.

§ 7. That this act shall take effect and be in force from its passage.

Said proposed amendment reads as follows, viz:

Strike out "five hundred thousand dollars" in lines 19 and 20, and insert in lieu thereof "two hundred and fifty thousand dollars."

The question was taken on the adoption of said amendment, and it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Alex. E. Adams,	C. W. Gilmore,	A. B. Montgomery,
Albert S. Berry,	Clinton Griffith,	David R. Murray,
Joseph Bertram,	Geo. T. Halbert,	Clifton J. Pratt,
James Blackburn,	R. G. Hays,	John Walter Rowlett,
J. H. Bruce,	Sam. E. Hill,	Jas. Shackleford,
M. T. Carpenter,	C. N. Lewis,	Ishmael H. Smith,
Attila Cox,	T. J. McElrath,	J. H. Wilkinson,
W. H. Frederick,	R. I. McQuiddy,	A. H. Willingham—29.
John T. Gathright,	Thos. J. Megibben,	

In the negative—George W. Reeves—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Bloomfield and Harrodsburg Railroad Company;

An act to amend the general insurance laws of this State;

An act for the benefit of F. B. Huston, sheriff of Union county;

An act for the benefit of the police judge of Lebanon, in Marion county, Kentucky;

An act to repeal an act, entitled "An act to amend the charter of the Columbia and Burksville Turnpike Road Company;"

An act for the benefit of J. A. B. Huddleston and W. A. Walthall;

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of the Union county court, authorizing said court to appoint a collector of county revenue;

An act to amend an act, entitled "An act to amend an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road," &c.;

An act to amend and reduce into one the acts relating to the town of Russellville;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

Mr. Halbert, from the Committee on Religion and Morals, to whom was referred a bill from the House of Representatives, entitled

An act to provide for the religious instruction of the inmates of the charitable and other institutions of the State of Kentucky, sustained in whole or in part out of the Treasury of the State, or by a system of general taxation,

Reported the same without amendment.

Said bill reads as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be lawful for any minister, preacher, priest, or clergyman of good repute, of any Christian Church, or any rabbi, or teacher of good repute, of the Hebrew Church, to visit the inmates of any of the asylums or charitable institutions of this State, which are sustained in part or in whole out of the Treasury of the State, or by a general system of taxation in any county or municipality within the State of Kentucky, for the purpose of imparting religious instruction, and of the administration of the rights and ceremonies of the respective churches to such as may be of their respective faith and doctrine in such institutions, giving the right to none to proselyte or to use the privileges hereby granted for any other purpose than to administer proper religious instruction and consolation to those who may be found to agree with them in religious faith.

§ 2. That it shall be the duty of the person or persons having control of the institutions embraced by the first section of this act, to prescribe or designate the time or times within which the visitation aforesaid shall be made, so as not to interfere with the general government and discipline of such institution; but, at the same time, there shall be no partiality or discrimination in favor of or against any sect, denomination, or creed whatsoever.

§ 3. This act shall take effect and be in force from and after its passage.

Mr. Gathright moved to amend said bill as follows, viz :

Amend by striking out all after the word " churches," in the 13th line, section 1, down to and including the word " faith," in the 20th line of said section.

Pending the consideration of said amendment, Mr. Adair moved to lay said bill and pending amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	R. I. McQuiddy,
Joseph Bertram,	George T. Halbert,	James Shackleford,
J. H. Bruce,	C. N. Lewis,	Ishmael H. Smith—10.
John T. Gathright,		

Those who voted in the negative, were—

Albert S. Berry,	R. G. Hays,	David R. Murray,
M. T. Carpenter,	Sam. E. Hill,	Clifton J. Pratt,
Charles D. Foote,	P. P. Johnston,	John W. Rowlett,
W. H. Frederick,	T. J. McElrath,	H. H. Skiles,
C. W. Gilmore,	W. O. Mize,	J. H. Wilkinson—17.
Clinton Griffith,	A. B. Montgomery,	

Pending the further consideration of said bill and pending amendment, Mr. Montgomery moved that the Senate do now adjourn.

Which motion was adopted.

And then the Senate adjourned.

SATURDAY, MAY 1, 1880.

A message was received from the House of Representatives, announcing that they had refused to concur in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to provide means for supplying any deficiency that may occur in the State revenue for the ordinary expenses of government within the next two years.

That they had concurred in the amendment proposed by the Senate to a bill, which originated in the House of Representatives, of the following title, viz:

An act to amend the charter of the city of Bowling Green.

That they had concurred in the adoption of a resolution, which originated in the Senate, entitled

Resolution in relation to final adjournment.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Wickliffe Mining Company.

An act authorizing E. C. Hendricks, of Paducah, Kentucky, to take depositions by stenography, to be used in the courts of this State and elsewhere.

An act to amend chapter 94, General Statutes, entitled "Roads and Passways."

An act to amend an act, entitled "An act to maintain a graded school in Hartford, and erect school buildings therein."

An act to amend section 8, article 13, chapter 38, title "Executions," of the General Statutes.

That they had passed bills of the following titles, viz:

1. An act to amend an act incorporating the town of Summerville.

2. An act to amend an act, entitled "An act to amend an act, entitled 'An act to empower the county court of Bath county to make subscriptions to the capital stock of turnpike road companies in Bath county,'" approved February 18th, 1860, said amendatory act having been approved February 11th, 1860.

3. An act to amend an act, entitled "An act to amend the charter of the town of Catlettsburg," approved February 18th, 1869.

4. An act to amend an act to incorporate the Chattaroi Railway Company, approved March 11th, 1873.

5. An act to amend an act, entitled "An act to incorporate the Summit Station Turnpike Road Company, in Nicholas county."

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 3d to the Committee on the Judiciary; the 2d and 5th to the Committee on Propositions and Grievances, and the 4th to the Committee on Railroads.

The following petition was presented, viz:

By Mr. Berry—

Petition of sundry citizens of Floyd county, praying the passage of an act allowing Sidney Greer, of said county, who was convicted of the murder of John Clark, further time to file a bill of exceptions in the Court of Appeals.

Which was received, the reading dispensed with, and referred to the Committee on General Statutes.

Mr. Mize, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Edward Costello and James W. Ingles, superintendent of poor-house, Bourbon county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, Margaret Costello and America Kenney, who are of unsound mind, and were committed to the Eastern Lunatic Asylum, at Lexington, Kentucky; and whereas, they were, by orders of said Asylum, on July 12th, 1878, returned to the county of Bourbon, from whence they had been sent to the Asylum, to be cared for by said county, as harmless lunatics, under and by virtue of the act of the Legislature of date March 20th, 1876, and the amendment to said law of date April 5, 1878; and whereas, Margaret Costello was committed to the care of Edward Costello, and America Kenney to the care of James W. Ingles, superintendent of the poor-house of Bourbon county, and they have kept, supported, and cared for them ever since; and whereas, the Auditor paid for said keeping up to January 12, 1879, and, under a construction of the law, refuses to pay any more until a new inquest is held; and whereas, nothing can be allowed by the court except from the time of the inquest; and whereas, said Edward Costello and James W. Ingles will lose for the keeping of said lunatics from January 12th, 1879; now, therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be directed to draw his warrant upon the public Treasury in favor of Edward Costello for $116 66, for supporting, nursing, keeping, and caring for Margaret Costello, a lunatic, from January 12, 1879, to March 12, 1880, being at rates of $100 per year; and he is directed to draw his warrant upon the public Treasury in favor of James W. Ingles, superintendent of the poor-house of Bourbon county, for $116 66, for supporting, nursing, keeping, and caring for America Kenney from January 12th, 1879, to March 12th, 1880.

§ 2. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

J. H. Bruce,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Sam. E. Hill,	Clifton J. Pratt,
Chas. D. Foote,	Thomas Johnson,	John W. Rowlett,
W. H. Frederick,	P. P. Johnston,	James Shackleford,
John T. Gathright	C. N. Lewis,	H. H. Skiles,
C. W. Gilmore,	T. J. McElrath,	Ishmael H. Smith,
Geo. T. Halbert,	R. I. McQuiddy,	Richard J. White—21.

Those who voted in the negative were—

Cromwell Adair,	D. G. Mitchell,	A. H. Willingham—5.
M. T. Carpenter,	J. H. Wilkinson,	

Resolved, That the title of said bill be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, reported a bill, entitled

A bill to amend the laws relating to appeals to the Court of Appeals.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. Halbert,

Ordered, That said bill be recommitted to the Committee on General Statutes.

Mr. Skiles, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to enable John F. Davis, clerk of the Shelby county court, to correct and perfect certain certificates to deeds and mortgages, the acknowledgments to which were taken by deputy,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to a third reading, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

So said bill was disagreed to.

Mr. Skiles, from the Committee on the Judiciary, reported a bill, entitled

A bill for the benefit of the Mississippi Valley States Commission.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

WHEREAS, A commission, entitled the Mississippi Valley States Commission, has been appointed by the Governors of States in the Mississippi Valley, in accordance with the request of a convention of citizens of the United States, held in the city of New Orleans, Louisiana, in the month of December, 1878, for the promotion of American commerce; and whereas, the utility of said commission has been recognized by this General Assembly, in the passage of resolutions instructing the Senators and requesting the Representatives in the Congress of the United States from the State of Kentucky to endeavor to promote the purposes of said commission, as manifested in the address of said commission to the Governors of said States, bearing date December 3d, 1879; and whereas, the members of said commission, giving their time and labor to the service of the public without compensation, ought not be charged with the necessary expenses of travel to and from the place of the meetings of said commission, and their reasonable and necessary board bills during their attendance upon the sessions of said commission, nor such expense as may be necessary in the transaction of the business of said commission for printing and stationery; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts is directed to draw his warrant upon the Treasurer of the State in favor of the president of the Mississippi Valley States Commission, upon his order having thereon the indorsement of the signature of the Governor of the State of Kentucky, for the sum of three hundred dollars, annually, for a term of four years from the 3d day of December, 1879.

§ 2. That the Governor of this State is requested to examine or inquire into the accounts of said commission, and, when satisfied that the money hereby appropriated is intended to be, and will be, applied to the legitimate purposes of said commission, to place his signature upon the order of said president of said commission, drawn for the purpose herein named; and that if he is not so satisfied, he may withhold his signature from said order.

§ 3. This act shall be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Charles D. Foote,	C. N. Lewis,
Alex E. Adams,	W. H. Frederick,	R. I. McQuiddy,
Albert S. Berry,	John T. Gathright,	D. G. Mitchell,
James Blackburn,	C. W. Gilmore,	David R. Murray,
J. H. Bruce,	George T. Halbert,	John W. Rowlett,
M. T. Carpenter,	R. G. Hays,	H. H. Skiles—20.
A. R. Clarke,	P. P. Johnston,	

Those who voted in the negative, were—

Samuel E. Hill,	Ishmael H. Smith,	A. H. Willingham—5.
Clifton J. Pratt,	J. H. Wilkinson,	

Resolved, That the title of said bill be as aforesaid.

The Senate resumed the consideration of the unfinished report of yesterday from the Committee on Religion and Morals, it being a bill from the House of Representatives, entitled

An act to provide for the religious instruction of the inmates of the charitable and other institutions of the State of Kentucky, sustained in whole or in part out of the Treasury of the State, or by a system of general taxation,

The question pending being upon the amendment proposed by Mr. Gathright to said bill.

[*For Amendment, see Journal of yesterday.*]

The question was then taken on said proposed amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Gathright, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Thomas Johnson,	Jas. Shackleford,
J. H. Bruce,	T. J McElrath,	Ishmael H. Smith,
M. T. Carpenter,	R. I. McQuiddy,	Richard J. White,
John T. Gathright,	John Walter Rowlett,	A. H. Willingham—13.
Henry George,		

Those who voted in the negative, were—

Alex. E. Adams,	C. W. Gilmore,	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	David R. Murray,
W. H. Frederick,	R. G. Hays,	H. H. Skiles—9.

Mr. P. P. Johnston moved the following amendment to said bill, viz :

Provided, That nothing herein shall be construed to repeal or interfere with the power and authority conferred on the managers and officers of said institutions by existing laws.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Adair, were as follows, viz :

In the affirmative—none.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Alex. E. Adams,	Geo. T. Halbert,	David R. Murray,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
Joseph Bertram,	Thomas Johnson,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	H. H. Skiles,
M. T. Carpenter,	T. J. McElrath,	Ishmael H. Smith,
Charles D. Foote,	R. I. McQuiddy,	Richard J. White,
W. H. Frederick,	D. G. Mitchell,	A. H. Willingham—25.
John T. Gathright,		

So said bill was disagreed to.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Louisville, Lawrenceburg and Harrodsburg Railroad Company.

An act to amend and reduce into one the acts relating to the town of Russellville.

An act to incorporate the Harrodsburg and Northwestern Railroad Company.

An act to incorporate the Mt. Sterling, Hinkston, and Bath Turnpike Road Company.

An act to amend an act, entitled "An act to amend the charter of Elizabethtown, and to authorize the board of trustees of Elizabethtown to issue bonds and fund the present bonded debt of said town," approved April 10th, 1878.

An act to amend chapter 45, General Statutes.

An act to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington and Big Sandy Railroad Company," approved January 29th, 1869, and the various acts amending the same.

An act to amend an act, entitled "An act to amend an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road," &c.

An act for the benefit of the Cynthiana, Paddy's Run, and Lair's Station Turnpike Road Company, in Harrison county.

An act for the benefit of the Union county court, authorizing said court to appoint a collector of county revenue.

An act to amend sections 354 and 356 of the Criminal Code of Practice.

An act to give the consent of the State of Kentucky to the acquisition by the United States of lands within this State for the purpose of building locks and dams and other buildings on that part of Green river, beginning at a point one mile below the mouth of Bear creek, as far up said river as the United States may desire to improve the same, and ceding jurisdiction over the same.

An act to incorporate the People's City Railway Company.

Mr. Gathright moved the following resolution, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*: That the Auditor of Public Accounts be, and he is hereby, authorized to draw his warrant upon the Treasurer for an amount sufficient to pay the actual expenses of the examinations ordered to be made into the affairs of the office of the clerk of the Jefferson circuit court, which amount shall be paid out of any money in the Treasury not otherwise appropriated.

2. The Auditor of Public Accounts shall make out an itemized account of the expense of such investigation, which account shall accompany his warrant upon the Treasurer, and be filed by the Treasurer in his office.

Which, under the rule, lies over one day.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, May 1, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

James McGrain, Jefferson county.
B. H. Allen, Jefferson county.
W. A. Wickliffe, Muhlenburg county.
L. D. Baldwin, Jessamine county.
J. A. Hamilton, Jefferson county.
O. P. Hogan, jr., Grant county.
F. M. Landram, Grant county.
J. W. Smith, Grant county.
S. O. Mitchell, Shelby county.
W. G. Goodwin, Franklin county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

Mr. Murray, fom the Committee on Courts of Justice, reported a bill, entitled

A bill to regulate and reduce the allowance to committees of pauper idiots.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section six, article six, chapter fifteen, General Statutes, be amended by striking out the words "seventy-five dollars" and inserting in lieu thereof the words "fifty dollars."

§ 2. That section two, article two, chapter fifty-three, General Statutes, be amended by striking out the words "seventy-five dollars," and inserting in lieu thereof the words "fifty dollars."

§ 3. That no allowance shall be made by any circuit court for the support of any idiot under twelve years of age.

§ 4. That this act shall take effect and be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	Clinton Griffith,	H. H. Skiles,
J. H. Bruce,	Thomas Johnson,	Ishmael H. Smith,
M. T. Carpenter,	P. P. Johnston,	Richard J. White,
Charles D. Foote,	C. N. Lewis,	J. H. Wilkinson,
W. H. Frederick,	R. I. McQuiddy,	A. H. Willingham—17.
John T. Gathright,	David R. Murray,	

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	T. J. McElrath
Alex. E. Adams,	C. W. Gilmore.	D. G. Mitchell,
Albert S. Berry,	George T. Halbert,	W. O Mize,
Joseph Bertram,	R. G. Hays,	Clifton J. Pratt,
A. R. Clarke,	Sam. E. Hill,	John W. Rowlett—15.

Resolved, That the title of said bill be as aforesaid.

Mr. Willingham moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. Mize, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Wm. Combs and W. J. Boone,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor is hereby authorized and directed to draw his warrant on the Treasury of this Commonwealth in favor of Wm. Combs and W. J. Boone for the sum of three hundred dollars ($300), in full reward and all expense in arresting and conveying Wm. Elswick, charged with murder in Lawrence county, to be paid out of any money in the Treasury not otherwise appropriated.

§ 2. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	Clifton J. Pratt,
Alex. E. Adams,	Geo. T. Halbert,	John Walter Rowlett,
Albert S. Berry,	Thos. Johnson,	Jas. Shackleford,
James Blackburn,	P. P. Johnston,	Ishmael H. Smith,
J. H. Bruce,	T. J. McElrath,	Richard J. White,

M. T. Carpenter, R. I. McQuiddy, J. H. Wilkinson,
A. R. Clarke, D. G. Mitchell, A. H. Willingham—23.
Charles D. Foote, W. O. Mize,

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. George moved to reconsider the vote by which the Senate had passed a bill, entitled

An act to change and fix the time of holding the circuit courts in the 1st judicial district, and giving additional time to common pleas court in Ballard and Hickman counties.

And the question being taken thereon, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as also that ordering it to be read a third time, were then reconsidered.

Mr. George moved an amendment as a substitute for said bill.

And the question being taken on the adoption of said substitute, it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

An act to change the time of holding the circuit courts in the first judicial district.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend chapter 70 of the General Statutes, entitled "Liens of Mechanics, Laborers, and Material Men."

By Mr. Gathright, from the Committee on Internal Improvement—

An act to incorporate the Owingsville, Bald Eagle, and Sharpsburg Turnpike Road Company.

By same—

An act to incorporate the Wyoming and East Fork Turnpike Road Company.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend an act, entitled "An act to incorporate the town of New Campbellsburg, in Henry county."

By same—

An act empowering the Oldham court of claims to sell the old court-house at Westport.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to renew and amend the charter of the Camdenville and Van Buren Turnpike Road," approved April 22, 1880, changing the title of said act, and legalizing the subscription of the Anderson county court to the capital stock of the company thereby and hereby created.

By Mr. Shackleford, from same committee—

An act to amend an act, entitled "An act to incorporate the Carlisle and Mt. Sterling Turnpike Road Company," approved January 14, 1870.

By same—

An act to incorporate the Carlisle, Miller's Station, and Brushy Fork Turnpike Road Company, in Nicholas county.

By Mr. Mize, from the Committee on Banks and Insurance—

An act to incorporate the Frenchburg Deposit Bank.

By Mr. Carpenter, from the Committee on General Statutes—

An act to fix the terms of the Christian quarterly court.

By same—

An act to create a lien on steam-boats and other water-crafts in favor of employes, mechanics, tradesmen, and others doing work on, or furnishing materials and supplies to, steamboats and other water-crafts, and in favor of persons and property injured by the willful or negligent conduct of persons in the employ of such steam-boats and other water-crafts.

By Mr. Montgomery, from the Committee on the Judiciary—

An act to amend an act incorporating the town of Summerville.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of James F. West.

By same—

An act for the benefit of common schools in Mason county.

By Mr. Halbert, from the Committee on Education—

An act to amend an act, entitled "An act to establish and maintain a graded free school in Harrodsburg, Kentucky," approved March 15, 1876, and the acts amendatory thereto, approved April 10, 1878.

By Mr. McElrath, from the Committee on Internal Improvement—

An act to incorporate the Salt Lick Bridge and White Sulphur Springs Turnpike Company, in Bath county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to close an alley and extend Hill street in the town of London, Laurel county.

By Mr. Wilkinson, from the Committee on the Judiciary—

An act to amend section 5 of an act, entitled "An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts therein," approved April 15th, 1880.

By Mr. Adair, from the Committee on General Statutes—

An act to authorize the sheriff or any collector of taxes, and the several constables of Harrison county, to collect the delinquent State revenue and county levies for the years 1875, 1876, 1877, and 1878.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the Henderson and Southwestern Narrow-gauge Railroad Company.

By Mr. McElrath, from the Committee on Internal Improvement—

An act to authorize the voters of Trimble county to vote a tax for turnpike purposes.

By Mr. Adair, from the Committee on Finance—

An act for the benefit of W. H. Fitzpatrick, late sheriff of Floyd county.

By Mr. McElrath, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to authorize the voters of Lagrange and Westport voting precincts, in Oldham county, to vote a tax for the purpose of building turnpike roads in said precincts."

By same—

An act to incorporate the Bracken Creek Turnpike Road Company, in Bracken county.

By same—

An act to incorporate the Lenoxburg and Pribble's Cross Roads Turnpike Company, in Pendleton county.

By same—

An act to incorporate the Falmouth and Lenoxburg Turnpike Road Company.

By Mr. Hill, from the Committee on Education—

An act for the benefit of school district No. 24, in Lincoln county.

By Mr. McElrath, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to incorporate the Augusta and Foster Turnpike Road Company, in Bracken county," approved January 17th, 1880.

By Mr. Carpenter, from the Committee on Internal Improvement—

An act to incorporate the Falmouth and Berryville Turnpike Road Company.

By Mr. Hill, from the Committee on Education—

An act for the benefit of school district No. 32, in Owen county.

By Mr. McElrath, from the Committee on Internal Improvement—

An act to incorporate the Owenton, Pleasant Ridge, and Williamstown Turnpike Road Company, in Owen county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend the charter of the city of Hopkinsville.

By Mr. Halbert, from the Committee on Religion and Morals—

An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Yost Chapel, in Logan county

By Mr. Halbert, from the Committee on General Statutes—

An act to incorporate the Guthrie City and Elkton Turnpike Road Company.

By Mr. Berry, from the Committee on Education—

An act to incorporate the Scott and Saxton College of Elocution and Oratory.

By Mr. McElrath, from the Committee on Internal Improvement—

An act to incorporate the Sharpsburg and Henry's Mill Turnpike Company.

By Mr. Carpenter, from the Committee on General Statutes—

An act, entitled "An act to reduce into one, amend, and digest the acts incorporating the city of Augusta, in Bracken county," approved February 28th, 1876.

By Mr. Carpenter, from the Committee on Courts of Justice—

An act to regulate the appellate jurisdiction of the courts of this Commonwealth.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Clarke then moved to reconsider the vote by which the Senate had passed the next to the last named bill.

Which motion was simply entered.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Thos. Johnson, from the Committee on Federal Relations—

A bill to amend section 4, article 8, chapter 446, of an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Mt. Sterling.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend an act, entitled "An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of land or the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky," approved January 24, 1880, by adding to the title of said act the words, "and to provide for the payment of said bonds."

By Mr. Murray, from the Committee on Courts of Justice—

A bill to amend chapter 807, Acts of 1878, approved April 5, 1878.

By Mr. Carpenter, from same committee—

A bill to amend chapter 56, General Statutes.

By Mr. Shackleford, from the Committee on Internal Improvement—

A bill for the benefit of the Cynthiana and Falmouth Turnpike Company.

By Mr. Berry, from the Committee on General Statutes—

A bill to extend the time for lodging in the Clerk's Office of the Court of Appeals a certified transcript of the case of the Commonwealth of Kentucky vs. Sydney Greer, lately pending in the Floyd criminal court.

By Mr. Berry, from the Committee on Claims—

A bill for the benefit of Sanford Taylor, of Oldham county.

By Mr. McElrath, from the Committee on Internal Improvement—

A bill to incorporate the Collinsville Turnpike Road Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McElrath, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate a turnpike road company to construct a road from Campbellsville via Elkhorn to Mannville,

Reported the same with an amendment.

Which was rejected.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate the Greensburg Bridge Company,

Reported the same with an amendment.

Which was rejected.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act for the benefit of Charles Hammonds, of Clay county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, It appears that Edmund Hammonds was, on the 21st March, 1870, a pauper idiot in Knox county, Kentucky, and had been so found by the inquest of a jury and the judgment of the Knox circuit court, and allowed $40 per annum for his support, payable out of the State Treasury; and it still further appearing, that, from some cause, nothing was

drawn from the State Treasury for the support of said idiot from the 21st March, 1870, to the 2d day of April, 1878, a period of eight years and twelve days; and it further appearing, that, during that time, said idiot was taken care of and supported by Charles Hammonds, and there was no change either in the mental or physical condition of said idiot; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts is hereby directed to draw his warrant on the Treasurer of this Commonwealth in favor of Charles Hammonds, of Clay county, for the sum that would have been due to the committee of said idiot, for said period of time, from the 21st of March, 1870, to the 2d day of April, 1878.

§ 2. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Samuel E. Hill	D. G. Mitchell,
James Blackburn,	Thomas Johnson,	W. O. Mize,
A. R. Clarke,	P. P. Johnston,	Clifton J. Pratt,
C. W. Gilmore,	C. N. Lewis,	Jas. Shackleford—14.
George T. Halbert,	T. J. McElrath,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	H. H. Skiles,
Albert S. Berry,	Henry George,	Ishmael H. Smith,
Joseph Bertram,	R. G. Hays,	Richard J. White,
J. H. Bruce,	R. I. McQuiddy,	J. H. Wilkinson,
M. T. Carpenter,	David R. Murray,	A. H. Willingham—17.
Charles D. Foote,	John W. Rowlett,	

So said bill was disagreed to.

Mr. Foote then moved to reconsider the vote by which the Senate had disagreed to said bill.

Which motion was adopted.

Mr. Foote then moved to commit said bill to the Committee on Claims.

Which motion was adopted.

Mr. Skiles, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of S. L. Chevis,

Reported the same with an amendment.

Said bill reads as follows, viz:

WHEREAS, The claim of S. L. Chevis has been pending before the Kentucky Legislature since 1873, and in 1876 was referred to three commissioners to ascertain and report whether the State of Kentucky was indebted to said Chevis in any sum for work and labor done and materials furnished in the building and construction of the new addition

to the Eastern Lunatic Asylum; and whereas, on the 18th day of March, 1876, said commissioners reported, in substance, to this House, that said Chevis should have been paid $2,171 23 more than he received, with interest from July, 1868, upon which report no action was taken; and whereas, on the——day of——, 1878, an act was passed by this General Assembly referring said claim again to three commissioners, to be appointed by the Governor, who were to report their proceedings to this body, but were restricted to $3,000 in any finding they might make in favor of said Chevis, under which act of 1878 the Governor appointed H. B. Higgins, M. E. Jett, and Thos. Wood as commissioners, who, under oath, investigated said claim of S. L. Chevis against the State of Kentucky for said work, &c., and made their report to this House, at its present session, reporting that, on a settlement of said accounts, the State was indebted to said Chevis in the sum of $4,392 85½, and that he ought to have interest on the same; also reported that the act prevented the allowance exceeding $3,000 and interest; which report was referred to the Judiciary Committee of this House; which committee, after as thorough an examination of the case and the reports of said commissioners as the nature of the case permitted, recommend that the said Chevis be allowed the sum of $2,171 23, with interest thereon from the 1st day of January, 1876, until paid; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant upon the Treasurer of this State in favor of S. L. Chevis for the sum of two thousand one hundred and seventy-one dollars and twenty-three cents, with interest thereon from the first day of January, 1876, until paid; to be paid out of any money now in the Treasury not otherwise appropriated. This allowance to be in bar of all other claim or claims of S. L. Chevis against the State in favor of said Chevis.

§ 2. This act shall take effect from and after its passage.

Said proposed amendment reads as follows, viz:

Amend section 1 by striking out the words "two thousand one hundred and seventy-one dollars and twenty-three cents," and insert in lieu thereof the words "nine hundred and sixty dollars."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative, not having received the majority required by the Constitution.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clint. Griffith,	R. I. McQuiddy,
Albert S. Berry,	George T. Halbert,	D. G. Mitchell,
J. H. Bruce,	Thomas Johnson,	W. O. Mize,

M. T. Carpenter,	P. P. Johnston,	Clifton J. Pratt,
A. R. Clarke,	C. N. Lewis,	H. H. Skiles,
John T. Gathright,	T. J. McElrath,	Richard J. White—19.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	James Shackleford,
Joseph Bertram,	R. G. Hays,	Ishmael H. Smith,
Charles D. Foote,	John W. Rowlett,	J. H. Wilkinson—9.

On motion of Mr. Gathright, a motion was sent to the House of Representatives asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled.

An act to regulate the fare of street railways running and being operated in the county of Jefferson outside of the limits of the city of Louisville.

Which was granted, and, after a short time, said bill was handed in at the Clerk's desk.

Mr. Gathright then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.

Mr. Hill, from the Committee on Education, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to establish the Institution for the Education and Training of Feeble-minded Children," approved February 23d, 1874, and the acts amendatory thereof.

Reported the same with an amendment.

Which was adopted.

On motion of Mr. Hill,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Monday next, the 3d inst., at 11 o'clock, A. M.

The Senate, according to order, took up for consideration a bill, entitled

A bill to revise the common school laws.

Mr. Hill moved the following amendment as a substitute for said bill, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That article three, section one, of chapter eighteen, of General Statutes, title Common Schools, be amended so as to read as follows: The Superintendent of Public Instruction, the Secretary of State, the Auditor of Public Accounts, and State Treasurer, and their successors in office, together with two professional teachers, to be elected by them, shall be a body-politic and corporate, by the name and style of the Board of Educa-

tion for the State of Kentucky, subject to alteration and repeal by the General Assembly of the Commonwealth.

§ 2. That section one of article five of said chapter be amended so as to read as follows: There shall be a commissioner of common schools in each of the counties of the State, who shall be possessed of moral character and ability to manage the common school interests of the county efficiently. He shall possess a good English education, and shall be competent to examine the teachers who shall apply to teach the common schools in the county, and to correctly certify the same; and shall have a first-class certificate as a teacher.

§ 3. The commissioners shall receive, as compensation, one per cent. upon the amount of the common school fund distributed in their respective counties, not including cities which draw their per capita directly from the Superintendent of Public Instruction, for which no compensation shall be allowed. Such compensation shall be deducted from the amount of the common school fund due to such county. In addition thereto, each commissioner shall receive fifty dollars, and also two dollars for each district school visited by him during the year, which shall be allowed by the court of claims of such county, and paid out of the county levy; but such additional compensation shall not in any case exceed three hundred dollars, unless the voting population of the county shall exceed two thousand five hundred voters, in which case the court of claims may increase the compensation.

§ 4. The term of office of the commissioners shall commence on the first day of July of each year; and the commissioners now in office shall hold their office until the first day of July, 1881, or until their successors are elected and qualified.

§ 5. The county board of examiners of each county shall in August, 1880, adopt a single series of text-books on each subject for uniform use in the common schools of the county for four years from 1st of September, 1880.

§ 6. That section 1 of article 11 of said chapter be amended by striking out all of said section after the word "months," where it first occurs therein, and substituting the following therefor: "of the school year, in a district where the number of pupil children exceeds sixty in number, for four months, if the number is from forty to sixty inclusive, and for three months when the number does not exceed forty, and at which every white child residing in the district, between the ages of 7 and 18 years, has had the privilege of attending, whether contributing towards defraying its expenses or not: *Provided*, That this change in the ages of pupil children shall not deprive any child now entitled to the benefits of the common schools of the privilege of attending said schools, till such child shall attain the age of twenty years."

§ 7. That, subject to the provisions of the preceding section, the ages of pupil children is hereby fixed at from seven to eighteen years, instead of from six to twenty years, as heretofore.

§ 8. That all laws and parts of laws in conflict with this act are hereby repealed.

§ 9. This act shall take effect from its passage.

Mr. Adair moved to amend said proposed substitute by striking out, in section 3 thereof, the words, "which should be allowed by the court of claims of such county, and paid out of the county levy,"

and insert in lieu thereof the words, "which shall also be paid out of the school fund of such county."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	A. R. Clarke,	C. N. Lewis,
Alex. E. Adams,	W. H. Frederick,	R. I. McQuiddy,
Albert S. Berry,	C. W. Gilmore,	D. G. Mitchell,
Joseph Bertram,	Thomas Johnson,	James Shackleford,
James Blackburn,	P. P. Johnston,	A. H. Willingham—16.
J. H. Bruce,		

Those who voted in the negative, were—

John T. Gathright,	David R. Murray,	H. H. Skiles,
George T. Halbert,	Clifton J. Pratt,	Ishmael H. Smith,
R. G. Hays,	John W. Rowlett,	J. H. Wilkinson—10.
Sam. E. Hill,		

Mr. Hill then moved to amend said proposed amendment by striking out the third section thereof as amended.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Clarke, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	P. P. Johnston,	Clifton J. Pratt,
James Blackburn,	D. G. Mitchell,	H. H. Skiles,
George T. Halbert,	David R. Murray,	J. H. Wilkinson—10.
Sam. E. Hill,		

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	R. I. McQuiddy,
Alex. E. Adams,	W. H. Frederick,	John W. Rowlett,
Joseph Bertram,	C. W. Gilmore,	James Shackleford,
J. H. Bruce,	R. G. Hays,	Ishmael H. Smith,
M. T. Carpenter,	Thomas Johnson,	A. H. Willingham—17.
A. R. Clarke,	C. N. Lewis,	

Mr. Adams then moved to amend said proposed substitute by striking out the fourth section thereof, and inserting in lieu thereof the following, viz:

§ 4. The commissioners shall be elected by the qualified voters in each county for the term of four years, and shall continue in office until their successors are duly elected and qualified. No one shall be eligible to said office unless he be a citizen and resident of the county for at least one year next preceeding his election, and shall have procured a first-class certificate as a teacher. The first election under the provisions of this

act shall take place at the regular August election, 1881, and every four years thereafter; and the commissioners in office at the time of said election shall turn over to their successors all moneys or other thing in their hands pertaining to said office.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of said substitute, as amended, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bruce, from the Committee on Railroads, to whom was referred leave to bring in a bill, entitled

A bill to amend an act, entitled "An act to authorize the Richmond and Southwestern Railway Company to build, maintain, and operate a railroad in the State of Kentucky,"

Asked to be discharged from the further consideration of said leave.

Which was granted.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had passed a bill, entitled

An act to provide for the recovery of money raised under any lottery privilege, granted by this Commonwealth for the benefit of any school of learning, public library, public charity or corporation, and wrongfully or fraudulently appropriated, withheld, or converted by any persons.

On motion of Mr. P. P. Johnston,

Ordered, That the further consideration thereof be postponed, and made the special order of the day for Monday next, the 3d inst., at 10½ o'clock, A. M.

Mr. Pratt, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend chapter 38, article 13, section 6, General Statutes, title "Executions;"

An act to amend the charter and amended charter of the Georgetown and Long Lick Turnpike Road Company;

An act to amend the charter of the Augusta, Cynthiana, and Georgetown Turnpike Road Company;

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Blandville, in Ballard county, and to provide for taking a vote on that question;

An act to incorporate the Indian Creek and Mt. Vernon Church Turnpike Road Company, in Anderson county;

An act to incorporate the Poor Ridge and Sugar Creek Turnpike Road Company, in Garrard county;

An act to incorporate the Hammond's Creek and Johnsonville Turnpike Road Company, in Anderson county;

An act for the benefit of T. J. Allen, of Bath county;

An act to amend the charter of the Cynthiana and Scott County Turnpike Company;

An act to amend an act, entitled "An act to authorize John Pursley to erect a boom across Wolf creek, in Martin county;"

An act to incorporate the Sharon Cemetery Company, in Bracken county;

An act to repeal an act, entitled "An act for the benefit of the public roads of Meade and other counties," approved February 14, 1880;

An act to amend an act, entitled "An act to incorporate the city of Mayfield;"

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Morgantown Deposit Bank, of Morgantown;

An act to define certain property exempted from the payment of debts;

An act to incorporate the Hickman and Dresden Gravel Road Company;

An act to amend chapter 49, General Statutes;

An act to incorporate the Wickliffe Mining Company;

An act to regulate criminal and civil procedure in the 10th judicial district;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Pratt reported that the committee had performed that duty.

Mr. Bertram, from the Committee on General Statutes, reported a bill, entitled

A bill to amend section 2, article 11, chapter 29, General Statutes.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section one, article eleven, chapter twenty-nine, General Statutes, be amended as follows, to-wit: By striking out the word "four" in the second and sixth lines of said section, and inserting in lieu thereof the word "twenty-one," and by striking the words "persons other than" in the fourth line of said section, and by adding at the end of said section the following, to-wit: "Any male person who shall be guilty of larceny of money, goods and chattels, of the value of less than twenty one dollars, shall be punished by flogging on the bare back, in any number of stripes not to exceed thirty-nine, as may be fixed by the jury trying the case. The jailer or sheriff shall inflict the stripes in private, as may be directed by the judge presiding over the court in which the defendant is tried."

Mr. P. P. Johnston objected to the further reading of said bill.

The question was then taken, "Shall the bill be rejected?" and it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Samuel E. Hill,	David R. Murray,
J. H. Bruce,	P. P. Johnston,	James Shackleford,
Clint. Griffith,	T. J. McElrath,	Ishmael H. Smith—9.

Those who voted in the negative, were—

Cromwell Adair,	Charles D. Foote,	W. O. Mize,
Joseph Bertram,	Henry George,	G. W. Reeves,
James Blackburn,	Geo. T. Halbert,	Richard J. White,
M. T. Carpenter,	C. N. Lewis,	J. H. Wilkinson,
A. R. Clarke,	Thos. J. Megibben,	A. H. Willingham—15.

Mr. P. P. Johnston then moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	George T. Halbert,	Jas. Shackleford,
J. H. Bruce,	Thomas Johnson,	Ishmael H. Smith,
Charles D. Foote,	C. N. Lewis,	A. H. Willingham—11.
Clint. Griffith,	David R. Murray,	

Those who voted in the negative, were—

Cromwell Adair,	A. R. Clarke,	W. O. Mize,
Joseph Bertram,	John T. Gathright,	G. W. Reeves,

James Blackburn,	Samuel E. Hill,	Richard J. White,
M. T. Carpenter,	Thos. J. Megibben,	J. H. Wilkinson—12.

Ordered, That said bill be read a second time.

Said bill was read a second time.

Mr. Berry then moved to recommit said bill to the Committee on General Statutes, with directions to report thereon on Tuesday next, the 4th inst., at 11 o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Shackleford, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Clinton Griffith,	Jas. Shackleford.
Chas. D. Foote,	Clifton J. Pratt,	Ishmael H. Smith—6.

Those who voted in the negative, were—

Cromwell Adair,	A. R. Clarke,	W. O. Mize,
Joseph Bertram,	Henry George,	John W. Rowlett,
James Blackburn,	Samuel E. Hill,	Richard J. White,
J. H. Bruce,	T. J. McElrath,	J. H. Wilkinson,
M. T. Carpenter,	D. G. Mitchell,	A. H. Willingham—15.

Pending the further consideration of said bill, the hour for adjournment having arrived, further action was cut off.

And then the Senate adjourned.

MONDAY, MAY 3, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the United States Mutual Aid Association.

An act to amend the general insurance laws of this State.

An act for the benefit of J. A. B. Huddleston and W. A. Walthall.

An act for the benefit of F. B. Huston, sheriff of Union county.

An act for the benefit of the police judge of Lebanon, in Marion county, Kentucky.

An act to repeal an act, entitled "An act to amend the charter of the Columbia and Burksville Turnpike Road Company."

An act for the benefit of the Eminence and Franklinton Turnpike Company, in Henry county.

An act to extend and continue the charter of the Bank of Louisville.

An act for the benefit of R. C. Hudson, of Oldham county.

An act for the benefit of James Fisher, assessor of Ballard county.

An act to incorporate the Bloomfield and Harrodsburg Railroad Company;

An act to authorize the judge of the Edmonson county court to sign certain orders of said court.

An act to change the time of holding the quarterly court of Shelby county.

An act to incorporate the Eldorado and Duganville Turnpike Road Company, in Mercer county.

That they had concurred in amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to regulate the appellate jurisdiction of the courts of this Commonwealth.

An act to incorporate Frankfort Coal and Iron Mining, Oil, Salt, and Timber Company.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to provide for the fitting up and furnishing certain rooms in the building known as the Fire-proof Public Offices.

An act for the benefit of the Agricultural Bureau of the Commonwealth of Kentucky.

An act to amend an act, entitled "An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands or the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky," approved January 24, 1880, by adding to the title of said act the words, "and to provide for the payment of said bonds."

An act to amend chapter 807, Acts of 1878, approved April 5th, 1878.

An act to prevent unlawful charge for transportation of freight by railroad companies.

An act to regulate the jurisdiction of the Butler circuit court in common law actions.

An act to amend an act, entitled "An act to amend the charter of the Shelby Railroad, and to authorize certain counties to take stock in the same," approved February 3d, 1869.

An act to amend an act in relation to the militia of this Commonwealth, and the organization of the Kentucky State Guard.

An act to incorporate the Carrollton and Worthville Telephone Company.

An act to incorporate the Anderson Hill Inclined Plane and Railway Company, of South Covington.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to suppress the sale of lottery tickets in this Commonwealth, and to prevent the advertisement of lottery schemes in newspapers, &c.

2. An act to allow the Tug river portion of Pike county to erect a new court-house, and to maintain separate courts.

3. An act to amend an act, entitled "An act to prevent stock from running at large in Boone county," which was approved 18th February, 1876.

4. An act to amend an act, entitled "An act relating to opening and repairing roads in Boone county," approved January 19th, 1874.

5. An act to amend an act, entitled "An act to incorporate the Woodford Hotel Company," approved February 19th, 1880.

6. An act to incorporate the Paintsville and Richmond Railroad Company.

7. An act to incorporate the Kentucky Contract Company.

8. An act to incorporate the Van Buren and Chaplin Turnpike Road Company.

9. An act to regulate the time of holding the Breathitt and Leslie circuit courts for the summer term, 1880.

10. An act to incorporate the Elizabethtown Driving Park and Fair Ground Association.

11. An act to incorporate the Vine Grove Seminary, in Hardin county.

12. An act to incorporate the town of Sadieville, in Scott county.

13. An act to incorporate the Central Kentucky Lumber, Mining, Manufacturing, and Transportation Company.

14. An act to amend an act, entitled "An act to incorporate the White Haven and Richmond Turnpike Road Company," approved April 8th, 1880.

15. An act regulating the jurisdiction of the circuit courts of this Commonwealth over matters of which chancery courts, criminal courts, and courts of common pleas have jurisdiction at the time such chancery courts, criminal courts, and courts of common pleas are abolished.

16. An act to incorporate the Shelbyville and Brunerstown Turnpike Company.

17. An act to amend the charter of the city of Maysville.

18. An act for the benefit of the Mayslick and Murphysville Turnpike Road Company, in Mason county.

18. An act to authorize turnpike roads to make certain contracts with each other.

20. An act to amend section 16 of an act, entitled "An act to provide for the relief of the Penitentiary."

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 9th to the Committee on Courts of Justice; the 2d, 16th, 17th, and 18th to the Committee on Propositions and Grievances; the 3d and 4th to the Committee on Military Affairs; the 5th and 12th to the Committee on Charitable Institutions; the 6th and 7th to the Committee on Railroads; the 8th and 15th to the Committee on General Statutes; the 10th and 13th to the Committee on Agriculture and Manufactures; the 11th to the Committee on the Judiciary; the 14th and 19th to the Committee on Internal Improvement, and the 20th to the Committee on the Penitentiary.

A message was received from the House of Representatives, announcing that they adhered to an amendment proposed by the House of Representatives to a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876, and the acts amendatory thereof,

And asked the appointment of a committee of conference to consider the disagreement of the two Houses in regard to the same.

Whereupon the Speaker appointed Messrs. Gathright and P. P. Johnston said committee on the part of the Senate.

Mr. Carpenter moved to reconsider the vote by which the Senate had disagreed to a bill, which originated in the House of Representatives, entitled

An act to enable John F. Davis, clerk of the Shelby county court, to correct and perfect certain certificates to deeds and mortgages, the acknowledgments to which were taken by deputy.

Which motion was simply entered.

The Senate resumed the consideration of the unfinished report of Saturday from the Committee on General Statutes, it being a bill, entitled

A bill to amend section 1, article 11, chapter 29, General Statutes.

Mr. Bruce moved to postpone the further consideration of said bill, in order to allow him to report a joint resolution.

Mr. P. P. Johnston moved to postpone the further consideration of said bill until to-morrow, at 10 o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

The question was then taken upon the motion made by Mr. Bruce, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Samuel E. Hill,	Clifton J. Pratt,
J. H. Bruce,	Thomas Johnson,	Jas. Shackleford,
Charles D. Foote,	P. P. Johnston,	Ishmael H. Smith,
John T. Gathright,	T. J. McElrath,	A. H. Willingham—14.
George T. Halbert,	D. G. Mitchell,	

Those who voted in the negative, were—

Cromwell Adair,	A. R. Clarke,	H. H. Skiles,
James Blackburn,	Henry George,	Richard J. White—8.
M. T. Carpenter,	R. I. McQuiddy,	

Mr. Bruce then read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the two Houses of this General Assembly, in joint session, will, on Tuesday, May 4, at 12 o'clock, M., proceed to the election of a Warden of the Penitentiary.

The rule of the Senate requiring a joint resolution to lie over one day being dispensed with, said resolution was taken up, twice read and adopted.

Mr. P. P. Johnston then moved to suspend the rules in order to allow him to report a resolution.

Mr. Rowlett moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative by the casting vote of the Speaker, Hon. James E. Cantrill.

The yeas and nays being required thereon by Messrs. Mitchell and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	James Shackleford,
Joseph Bertram,	John T. Gathright,	Richard J. White,
J. H. Bruce,	C. N. Lewis,	J. H. Wilkinson,
M. T. Carpenter,	W. O. Mize,	A. H. Willingham,
A. R. Clarke,	John W. Rowlett,	Jas. E. Cantrill—16.
Chas. D. Foote,		

Those who voted in the negative were—

Albert S. Berry,	R. G. Hays,	R. I. McQuiddy,
James Blackburn,	Sam. E. Hill,	D. G. Mitchell,
Henry George,	Thomas Johnson,	David R. Murray,
Clinton Griffith,	P. P. Johnston,	Clifton J. Pratt,
Geo. T. Halbert,	T. J. McElrath,	Ishmael H. Smith—15.

The question was then taken on the motion made by Mr. P. P. Johnston to suspend the rules, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Berry and Adams, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clinton Griffith,	David R. Murray,
Albert S. Berry,	R. G. Hays,	Clifton J. Pratt,
J. H. Bruce,	Samuel E. Hill,	James Shackleford,
Charles D. Foote,	P. P. Johnston,	Ishmael H. Smith—14.
John T. Gathright,	T. J. McElrath,	

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Joseph Bertram,	Geo. T. Halbert,	John W. Rowlett,
James Blackburn,	Thomas Johnson,	H. H. Skiles,
M. T. Carpenter,	C. N. Lewis,	Richard J. White,
A. R. Clarke,	R. I. McQuiddy,	J. H. Wilkinson,
W. H. Frederick,	D. G. Mitchell,	A. H. Willingham—18.

The Senate then resumed the consideration of the unfinished report of the Committee on General Statutes, it being a bill, entitled

A bill to amend section 1, article 11, chapter 29, General Statutes.

Mr. George moved the previous question.

And the question being taken; "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. George and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Alex E. Adams,	George T. Halbert,	John W. Rowlett,
Joseph Bertram,	Thomas Johnson,	H. H. Skiles,
James Blackburn,	C. N. Lewis,	Richard J. White,
M. T. Carpenter,	R. I. McQuiddy,	J. H. Wilkinson,
A. R. Clarke,	D. G. Mitchell,	A. H. Willingham—18.

Those who voted in the negative, were—

Albert S. Berry,	John T. Gathright,	T. J. McElrath,
J. H. Bruce,	Clint. Griffith,	David R. Murray,
Charles D. Foote,	R. G. Hays,	Clifton J. Pratt,
W. H. Frederick,	Samuel E. Hill,	Jas. Shackleford—12.

The question was then taken on ordering said bill to be read a third time, and it was decided in the affirmative.

Said bill was then read a third time.

Mr. Blackburn then moved that the further consideration of said bill be postponed until to-morrow, at 11 o'clock, A. M.

Mr. Shackleford moved that the further consideration of said bill be postponed until Wednesday next, the 5th inst., at 11 o'clock, A. M.

Mr. Murray moved that the further consideration of said bill be postponed until Thursday next, the 6th inst., at 11 o'clock, A. M.

Mr. Carpenter moved the previous question.

The question was then taken, "Shall the main question be now put?" and it was decided in the affirmative.

The question was then taken on the motion made by Mr. Murray, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Murray and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Clinton Griffith,	R. I. McQuiddy,
Charles D. Foote,	Samuel E. Hill	Clifton J. Pratt,
W. H. Frederick,	P. P. Johnston,	James Shackleford,
John T. Gathright,	T. J. McElrath,	Ishmael H. Smith—12.

Those who voted in the negative, were—

Cromwell Adair,	George T. Halbert,	David R. Murray,
Alex. E. Adams,	R. G. Hays,	John W. Rowlett,
Joseph Bertram,	Thomas Johnson,	H. H. Skiles,

James Blackburn, C. N. Lewis, Richard J. White,
M. T. Carpenter, D. G. Mitchell, J. H. Wilkinson,
A. R. Clarke, W. O. Mize, A. H. Willingham—19.
Henry George,

The question was then taken on the motion made by Mr. Shackleford, and it was decided in the negative, by the casting vote of the Lieutenant Governor, Hon. Jas. E. Cantrill.

The yeas and nays being required thereon by Messrs. Berry and Shackleford, were as follows, viz:

Those who voted in the affirmative, were--

Albert S. Berry, Clint. Griffith, R. I. McQuiddy,
J. H. Bruce, R. G. Hays, David R. Murray,
Charles D. Foote, Sam. E. Hill, Clifton J. Pratt,
W. H. Frederick, P. P. Johnston, Jas. Shackleford,
John T. Gathright, T. J. McElrath, Ishmael H. Smith—15.

Those who voted in the negative, were—

Cromwell Adair, George T. Halbert, H. H. Skiles,
Joseph Bertram, C. N. Lewis, Richard J. White,
James Blackburn, D. G Mitchell, J. H. Wilkinson,
M. T. Carpenter, W. O. Mize, A. H. Willingham,
A. R. Clarke, John W. Rowlett, Jas. E. Cantrill—16.
Henry George,

The question was then taken on the motion made by Mr. Blackburn, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and P. P. Johnston, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair, George T. Halbert, David R. Murray,
Joseph Bertram, R. G. Hays, John W. Rowlett,
James Blackburn, Thomas Johnson, H. H. Skiles,
M. T. Carpenter, C. N. Lewis, Ishmael H. Smith,
A. R. Clarke, R. I. McQuiddy, Richard J. White,
Charles D. Foote, D. G. Mitchell, J. H. Wilkinson,
John T. Gathright, W. O. Mize, A. H. Willingham—22.
Henry George,

Those who voted in the negative, were—

Alex. E. Adams, C. W. Gilmore, T. J. McElrath,
Albert S. Berry, Sam. E. Hill, Clifton J. Pratt,
J. H. Bruce, P. P. Johnston, Jas. Shackleford—10.
W. H. Frederick,

Mr. Carpenter moved to reconsider the vote by which the Senate had postponed the further consideration of said bill until to-morrow, at 11 o'clock, A. M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Murray, were as follows, viz:

Those who voted in the affirmative, were—

J. H. Bruce,	John T. Gathright,	Samuel E. Hill,
Charles D. Foote,	C. W. Gilmore,	R. I McQuiddy,
W. H. Frederick,	Clinton Griffith,	Clifton J. Pratt—9.

Those who voted in the negative, were—

Cromwell Adair,	A. R. Clarke,	W. O Mize,
Alex. E. Adams,	Henry George,	John W. Rowlett,
Albert S. Berry,	George T. Halbert,	H. H. Skiles,
Joseph Bertram,	Thomas Johnson,	Richard J. White,
James Blackburn,	C. N. Lewis,	J. H. Wilkinson,
M. T. Carpenter,	D. G. Mitchell,	A. H. Willingham—18.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had passed a bill, entitled

An act to amend chapter 62 of General Statutes, title "Juries, Grand and Petit."

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wilkinson and Willingham, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	John T. Gathright,	P. P. Johnston,
James Blackburn,	Henry George,	R. I. McQuiddy,
M. T. Carpenter,	Sam. E. Hill,	H. H. Skiles—10.
Charles D. Foote,		

Those who voted in the negative, were—

Cromwell Adair,	Clinton Griffith,	John W. Rowlett,
Alex. E. Adams,	George T. Halbert,	James Shackleford,
Joseph Bertram,	R. G. Hays,	Ishmael H. Smith,
J. H. Bruce,	C. N. Lewis,	Richard J. White,
A. R. Clarke,	D. G. Mitchell,	J. H. Wilkinson,
W. H. Frederick,	Clifton J. Pratt,	A. H. Willingham—19.
C. W. Gilmore.		

So said bill was rejected.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That no person shall be qualified to serve as a grand juror unless he be a citizen and a housekeeper of the county in which he may be called to serve, over the age of twenty-one years, and shall be able to read and write, and shall be intelligent, temperate, and discreet, and of good demeanor.

§2. No person shall be a competent juryman for the trial of criminal, penal, or civil cases in any court unless he be a citizen, at least twenty-one years of age, a housekeeper, sober, temperate, discreet, of good demeanor, and, in addition, shall be able to read and write intelligently.

§3. All acts and parts of acts in conflict with this act are hereby repealed.

§4. This act shall take effect on and after the first day of June, 1880.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Halbert, from the Committee on Education—

An act to amend an act, entitled "An act to amend an act giving the trustees of common school district in Catlettsburg the right to levy a tax for two years to build a school-house in said district, approved March 5th, 1872, and to establish a public school in the town of Catlettsburg, approved March 16th, 1873."

By Mr. Halbert, from the Committee on General Statutes—

An act to regulate the allowance of claims against the county of Lawrence, and regulating appeals from the allowance of the same.

By Mr. Hays, from the Committee on Finance—

An act for the benefit of Wm. Brockman, of Louisville.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of Thomas J. Smith, late sheriff of Ohio county.

By same—

An act to change the boundary lines of the town of Beaver Dam, Ohio county.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of Enoch Wilson, committee for Biddy Wilson, a pauper lunatic of Knox county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to amend section 22 of an act, entitled "An act to amend an act to incorporate the town of Sharpsburg, Bath county," approved March 6th, 1876.

By same—

An act to amend chapter 67, General Statutes.

By Mr. McElrath, from the Committee on Internal Improvement—

An act to amend the present charter of the Pleasureville, Bethlehem, and Kentucky River Turnpike Company, in Henry county.

By Mr. Carpenter, from the Committee on General Statutes—

An act to legalize the orders and proceedings of the Lagrange police court.

By Mr. McElrath, from the Committee on Internal Improvement—

An act to incorporate the Duganville and Forsyth's Mill Turnpike Road Company, in Mercer county.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of John Followay, a pauper idiot of Daviess county.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act amending the charter of the city of Maysville.

By Mr. Blackburn, from the Committee on Charitable Institutions—

An act to amend an act, entitled "An act to incorporate the Woodford Hotel Company," approved February 18th, 1880.

By same—

An act to incorporate the town of Sadieville, in Scott county.

By Mr. Skiles, from the Committee on the Judiciary—

An act to authorize the Simpson county court to levy a tax for bridge purposes.

Ordered, That said bills be severally read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Foote moved to reconsider the vote by which the Senate had disagreed to a bill, entitled

An act to provide for the religious instruction of the inmates of the charitable and other institutions of the State of Kentucky, sustained in whole or in part out of the Treasury of the State, or by a system of general taxation.

Which motion was simply entered.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill to amend section 33 of article 2, chapter 39, General Statutes.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 33 of article 2, chapter 39, General Statutes, be amended by adding after the word "decedent," where it first occurs in said section, the following words, to-wit: "not exceeding thirty dollars."

§ 2. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Clarke and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	Thos. Johnson,	Jas. Shackleford,
W. H. Frederick,	P. P. Johnston,	Ishmael H. Smith,
C. W. Gilmore,	C. N. Lewis,	J. H. Wilkinson,
Geo. T. Halbert,	W. O. Mize,	A. H. Willingham—14.
Samuel E. Hill,	John W. Rowlett,	

Those who voted in the negative, were—

Cromwell Adair,	A. R. Clarke,	D. G. Mitchell,
Alex E. Adams,	Chas. D. Foote,	David R. Murray,
J. H. Bruce,	Henry George,	Clifton J. Pratt,
M. T. Carpenter,	R. G. Hays,	Richard J. White—12.

Resolved, That the title of said bill be as aforesaid.

Mr. George, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Charles Hammonds, of Clay county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, It appears that Edmund Hammonds was, on the 21st March, 1870, a pauper idiot in Knox county, Kentucky, and had been so found by the inquest of a jury and the judgment of the Knox circuit court, and allowed $40 per annum for his support, payable out of the State Treasury; and it still further appearing, that, from some cause, nothing was drawn from the State Treasury for the support of said idiot from the 21st March, 1870, to the 2d day of April, 1878, a period of eight years and twelve days; and it further appearing, that, during that time, said idiot was taken care of and supported by Charles Hammonds, and there was no change either in the mental or physical condition of said idiot; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts is hereby directed to draw his warrant on the Treasurer of this Commonwealth in favor of Charles Hammonds, of Clay county, for the sum that would have been due to the committee of said idiot, for said period of time, from the 21st of March, 1870, to the 2d day of April, 1878.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	George T. Halbert,	R. I. McQuiddy,
Albert S. Berry,	R. G. Hays,	D. G. Mitchell,
James Blackburn,	Sam. E. Hill,	W. O. Mize,
M. T. Carpenter,	Thomas Johnson,	Clifton J. Pratt,
Charles D. Foote,	P. P. Johnston,	James Shackleford,
John T. Gathright,	C. N. Lewis,	Ishmael H. Smith,
Henry George,	T. J. McElrath,	Richard J. White—22.
C. W. Gilmore,		

Those who voted in the negative, were—

Cromwell Adair,	David R. Murray,	J. H. Wilkinson,
Joseph Bertram,	H. H. Skiles,	A. H. Willingham—6.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had disagreed to a bill, which originated in the House of Representatives, entitled

An act to further regulate the retail traffic of spirituous, vinous, or malt liquors and nostrums used as a beverage.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McQuiddy and Halbert, were as follows, viz:

Those who voted in the affirmative, were—

Joseph Bertram,	George T. Halbert,	Clifton J. Pratt,
James Blackburn,	Thomas Johnson,	John W. Rowlett,
J. H. Bruce,	P. P. Johnston,	Jas. Shackleford,
M. T. Carpenter,	R. I. McQuiddy,	Ishmael H. Smith,
John T. Gathright,	W. O. Mize,	J. H. Wilkinson,
Henry George,	David R. Murray,	A. H. Willingham—18.

Those who voted in the negative, were—

Albert S. Berry,	W. H. Frederick,	Samuel E. Hill,
A. R. Clarke,	Clint. Griffith,	H. H. Skiles,
Charles D. Foote,	R G. Hays,	Richard J. White—9.

The vote dispensing with the third reading of said bill, as also that ordering it to be read a third time, were reconsidered.

Said bill reads as follows, viz:

[*For Bill—see Senate Journal of April* 20, 1880]

Mr. P. P. Johnston moved to amend said bill by adding to the 10th section, at the close thereof, the following, viz:

Provided, Nothing in this act shall be construed to prohibit the physicians of this Commonwealth from prescribing whatever they

may professionally deem best for the health and comfort of their patients, or as prohibiting any druggist from filling any such prescriptions.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Halbert and McQuiddy, were as follows, viz:

Those who voted in the affirmative, were—

M. T. Carpenter,	R. G. Hays,	Richard J. White,
A. R. Clarke,	Sam. E. Hill,	A. H. Willingham—8.
Clint. Griffith,	P. P. Johnston,	

Those who voted in the negative, were—

Alex. E. Adams,	George T. Halbert,	Clifton J. Pratt,
Joseph Bertram,	Thomas Johnson,	John W. Rowlett,
James Blackburn,	C N. Lewis,	James Shackleford,
J. H. Bruce,	R. I. McQuiddy,	H. H. Skiles,
W. H. Frederick,	D. G. Mitchell,	Ishmael H. Smith,
John T. Gathright,	W. O. Mize,	J. H. Wilkinson—19.
Henry George,		

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Mr. Blackburn moved to postpone the further consideration of said bill until to-morrow morning, at 9½ o'clock, A. M.

Which motion was adopted.

Mr. Gathright, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act prescribing a penalty on the Mount Sterling and Maysville Turnpike Road Company for the collection of illegal toll,

Reported the same without amendment.

Mr. Thomas Johnson moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. George, from the Committee on Claims, to whom was referred leave to bring in a bill, entitled

A bill for the benefit of T. G. Morrison, committee of Elizabeth Smith, of Taylor county,

Asked to be discharged from the further consideration of said leave.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
James Blackburn,	John T. Gathright,	John W. Rowlett,
J. H. Bruce,	Henry George,	H. H. Skiles,
M. T. Carpenter,	George T. Halbert,	Ishmael H. Smith,
Charles D. Foote,	R. G. Hays,	J. H. Wilkinson—15.

Those who voted in the negative, were—

Alex. E. Adams,	D. G. Mitchell,	James Shackleford—5.
C. W. Gilmore,	David R. Murray,	

Mr. Hays moved to reconsider the vote by which the committee was discharged from said leave.

Which motion was simply entered.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a resolution, entitled

A resolution for the benefit of M. C. Johnston, W. V. Cromwell, and R. S. Bullock.

The rule of the Senate requiring a joint resolution to lie over one day being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Shackleford moved that A. C. Perry, the Janitor of the Senate, be directed to act as Sergeant-at-Arms during the absence of the regular Sergeant.

Which motion was adopted.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Wickliffe Mining Company.

An act to incorporate the Newport Mutual Fire Insurance Company, of Newport.

An act to incorporate the Hickman and Dresden Gravel Road Company.

An act to amend chapter 49, General Statutes.

An act to define certain property exempted from the payment of debts.

An act to incorporate the Morgantown Deposit Bank, of Morgantown.

An act to regulate criminal and civil procedure in the 10th judicial district.

An act to provide for the relief of the Penitentiary.

An act to provide for the government, management, and discipline of the Kentucky Penitentiary.

The Senate took up for consideration the amendment proposed by the House of Representatives to bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to incorporate the Anderson Hill Inclined Plane and Railway Company, of South Covington.

An act for the benefit of Henry Fields, of Perry county.

Resolution in relation to the election of Warden of the Penitentiary.

And the question being severally taken on concurring in the adoption of said amendments, it was decided in the affirmative.

The Senate took up for consideration a bill, entitled

A bill to provide for the recovery of money raised under any lottery privilege, granted by this Commonwealth, for the benefit of any school of learning, public library, public charity or corporation, and wrongfully or fraudulently appropriated, withheld, or converted by any person.

On motion of Mr. P. P. Johnston,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for 11½ o'clock, A. M., to-morrow, May 4th.

The Senate took up for consideration a bill, entitled

A bill to provide for a more economical management of the jury fund.

Mr. Adair moved an amendment as a substitute for said bill.

Which was twice read and adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended so as to read,

An act to amend article 6, chapter 62, of the General Statutes.

The Senate took up for consideration a resolution, entitled

Resolution directing the Auditor to draw his warrant for payment of expenses incurred in examining into the affairs of the clerks' offices of Jefferson county.

Said resolution reads as follows, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky* That the Auditor of Public Accounts be, and he is hereby, authorized to draw his warrant upon the Treasurer for an amount sufficient to pay the actual expenses of the examinations ordered to be made into the affairs of the office of the Clerk of the Jefferson Circuit Court, which amount shall be paid out of any money in the Treasury not otherwise appropriated.

2. The Auditor of Public Accounts shall make out an itemized account of the expense of such investigation, which account shall accompany his warrant upon the Treasurer, and be filed by the Treasurer in his office.

Mr. Hill moved the following amendment to said resolution, viz:

Amend by adding to section 2 the following:

"But in no event shall the Auditor allow more than five dollars per day to such expert for the time during which he may be actually employed in making said investigation."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hill and Griffith, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	David R. Murray,
Alex. E. Adams,	C. W. Gilmore,	Clifton J. Pratt,
Joseph Bertram,	Clint. Griffith,	John W. Rowlett,
James Blackburn,	Geo. T. Halbert,	James Shackleford,
M. T. Carpenter,	Samuel E. Hill,	Ishmael H. Smith,
A. R. Clarke,	Thomas Johnson,	Richard J. White,
Charles D. Foote,	P. P. Johnston,	J. H. Wilkinson,
W. H. Frederick,	C. N. Lewis,	A. H. Willingham—26.
John T. Gathright,	R. I. McQuiddy,	

In the negative—H. H. Skiles—1.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hill and Griffith, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	C. W. Gilmore,	John Walter Rowlett,
Alex. E. Adams,	Clint. Griffith,	Jas. Shackleford,
James Blackburn,	Geo. T. Halbert,	H. H. Skiles,
M. T. Carpenter,	Sam. E. Hill,	Ishmael H. Smith,
A. R. Clarke,	P. P. Johnston,	Richard J. White,
Charles D. Foote,	C. N. Lewis,	J. H. Wilkinson,
John T. Gathright,	David R. Murray,	A. H. Willingham—23.
Henry George,	Clifton J. Pratt,	

In the negative—D. G. Mitchell—1.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to protect the Treasury from the payment of fraudulent claims.

With an amendment thereto.

Which was taken up, twice read, and concurred in.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

An act for the benefit of Thos. Hunt.

An act to amend the charter of the city of Covington.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The last named bill was referred to the Committee on General Statutes, and the first was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act in relation to the Louisville Evening Post, a newspaper published in the city of Louisville, and legalizing certain advertisements, publications, and notices in same.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Skiles moved the following amendment to said bill, viz:

Amend by inserting after the word "Post," and before the word "and," "or any newspaper published in the city of Louisville may publish city ordinances."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Clarke and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

James Blackburn,	A. R. Clarke,	H. H. Skiles,
J. H. Bruce,	Henry George,	Ishmael H. Smith—7.
M. T. Carpenter,		

Those who voted in the negative, were—

Cromwell Adair,	Sam. E. Hill,	David R. Murray,
Joseph Bertram,	Thomas Johnson,	Clifton J. Pratt,
Charles D. Foote,	C. N. Lewis,	John Walter Rowlett,
W. H. Frederick,	T. J. McElrath,	James Shackleford,
John T. Gathright,	D. G. Mitchell,	Richard J. White—16.
R. G. Hays,		

Said bill was read a third time.

[*For Bill—see Acts present Session.*]

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill to amend section 15, article 2, chapter 92, General Statutes.

Mr. Foote moved an amendment to said bill.

Which were twice read and adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration, a bill, entitled

A bill to protect the common school fund from fraudulent claims.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill to regulate the payment of fees incident to examining trials on charge of felony.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore entered by Mr. McQuiddy to reconsider the vote by which the Senate had disagreed to a bill, which originated in the House of Representatives, entitled

An act taxing pistols, bowie and dirk knives, colts, slung-shots, and metallic pistol cartridges, and requiring license to sell the same.

And the question being taken thereon, it was decided in the negative.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Hays, from the Committee on Finance—

A bill for the benefit of Mrs. Julia A. Herndon, of Jefferson county.

By Mr. Thos. Johnson, from the Committee on Federal Relations—

A bill repealing an act, entitled "An act creating an additional magisterial district in Montgomery county," approved March 31st, 1880.

By Mr. Foote, from the Committee on Claims—

A bill for the benefit of Moses Herrel, of Ohio county.

By Mr. George, from same committee—

A bill for the benefit of John Barnett, of Washington county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Independence and Covington Telephone Company;

An act to incorporate the town of Cane Valley;

An act to amend the charter of the Covington and DeCourcey Creek Turnpike Company;

An act to incorporate the Farmers' Mutual Aid Association, of Bath county;

An act to incorporate the Salvisa, Kirkwood, and Johnsonville Turnpike Road Company, in Anderson county;

An act to amend sections 1, 2, 4, and 5 of chapter 49, General Statutes, title "Guards," &c.;

An act in relation to sheriffs' fees for serving process from other counties;

An act for the benefit of J. H. Holliday, former presiding judge of the Nicholas county court and quarterly court;

An act for the protection of passengers and others on railroads, engines, and cars in this State;

An act to amend an act, approved March 16th, 1878, prohibiting the sale of spirituous, vinous, and malt liquors in the town of Moscow, Hickman county;

An act incorporating the Ashland District Camp Meeting Association of the Methodist Episcopal Church;

An act to amend the charter of the city of Bowling Green;

And enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to provide for the government, management, and discipline of the Kentucky Penitentiary;

An act to incorporate the Taylorsville, Salt River, and Waterford Turnpike Road Company;

An act to enable the commissioners of the sinking fund of Bracken county to settle and compromise with Eginhart Daum, jr., late sheriff of Bracken county, and with his securities on his official bond, for the years 1875 and 1876;

An act for the benefit of A. E. Adams, of Pike county;

An act to provide for the relief of the Penitentiary;

An act to amend an act, entitled "An act to provide for liens for laboring men and supply men," approved March 20th, 1876;

An act to repeal an act, entitled "An act to amend an act, entitled 'An act to repeal the charter and re-incorporate the town of Elizabethtown,'" approved February 26th, 1868;

An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth;

Resolution for the benefit of Richard Carr, of Indiana;

Joint resolution directing the Auditor to draw his warrant for the expenses of the committeemen who visited the institutions at Danville and Anchorage;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

And then the Senate adjourned.

TUESDAY, MAY 4, 1880.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Joseph T. Benton, of Ohio county.

An act to amend an act, entitled "An act to incorporate the Louisville Board of Trade."

An act to amend an act, entitled "An act relative to the Henry, Oldham, and Jefferson Turnpike Company," approved February 20th, 1878.

An act to incorporate the Mutual Insurance Association of Owenton.

An act to amend an act, entitled "An act to amend an act to amend and reduce into one the several acts in relation to the town of Danville," approved on the 10th day of March, 1873, which act was approved on the 24th day of April, 1880.

An act to incorporate the Bransford Draining Company, in Daviess county.

An act to amend an act to incorporate the Steele's Turnpike Road Company, approved March 28, 1880.

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876, and the acts amendatory thereof.

An act to incorporate the American Commercial Company.

An act to amend section 33 of article 2, chapter 39, General Statutes.

With an amendment to the last named bill.

That they had concurred in amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Daniel Boone Mining Company.

An act for the benefit of the heirs of W. R. Morgan, deceased, late sheriff of Trimble county.

An act to extend and regulate the civil jurisdiction of quarterly courts of Owen county.

An act to amend the Code of Practice in civil cases.

An act to amend the charter of the Shelby Railroad.

An act to incorporate the town of Central Covington, Kenton county.

An act to amend section 757 of an act regulating practice in civil cases.

An act to amend section 19, chapter 42, General Statutes, title "Ferries."

An act to amend the city charter of Owensboro.

An act to amend an act, entitled "An act to prevent stock from running at large in Boone county," approved February 18th, 1876.

An act regulating the fees of the clerk of the Jefferson circuit court, the fees of the clerk of the Jefferson court of common pleas, the fees of the clerk of the Louisville chancery court, and the fees of the clerk of the county court of Jefferson county.

An act for the benefit of the Attorney General of this Commonwealth.

An act to amend section 25, article 1, of chapter 94, of the General Statutes, title "Roads and Passways."

An act to amend the charter of the Cumberland and Ohio Railroad.

An act for the benefit of John W. Suddarth.

That they had concurred in an amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend chapter 66, article 2, of General Statutes, title "Landlord and Tenant," to apply to the counties of Daviess, Hancock, and McLean,

With an amendment thereto.

That they had passed bills of the following titles, viz:

1. An act to establish an additional justices' district and voting precinct in the county of Christian.

2. An act to amend article 9, chapter 92, General Statutes.

3. An act, entitled "An act to incorporate the Eastern Kentucky Building Association, of Ashland."

4. An act to declare Rock House Fork of Big creek, in Pike county, a navigable stream.

5. An act to amend section 1, article 4, chapter 12, of the General Statutes, title "Change of Venue."

6. An act to limit the allowance for the sustenance and support of idiots, lunatics, &c.

7. An act for the benefit of L. A. Byron.

8. An act to amend section 9, chapter 89, of the General Statutes, entitled "Public Buildings, State and County."

9. An act to provide a burying-ground and water supply for the use of the penitentiary.

10. An act to amend an act, entitled "An act to re-district the State of Kentucky into eighteen circuit court districts, and to abolish certain courts therein," approved April, 1880.

11. An act to provide for the settlement of the accounts of J. W. South, deceased, late Keeper of the Penitentiary.

12. An act to regulate the transfer of cases between the Louisville Chancery Court and the Vice Chancellor's Court.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Judiciary; the 2d and 5th to the Committee on General Statutes; the 3d to the Committee on Religion and Morals; the 4th to the Committee on Finance; the 6th to the Committee on Claims; the 7th to the Committee on Courts of Justice; the 9th to the Committee on Propositions and Grievances; the 11th to the Committee on the Judiciary, with instructions to report thereon to-morrow, and the 8th, 10th, and 12th were severally ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to provide means for supplying any deficiency that may occur in the State revenue for the ordinary expenses of the government within the next two year,

The question being on receding from said amendment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Shackleford, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Clinton Griffith,	Thos. J. Megibben,
J. H. Bruce,	George T. Halbert,	D. G. Mitchell,
Charles D. Foote,	R. G. Hays,	W. O. Mize,
John T. Gathright,	Sam. E. Hill,	James Shackleford,
Henry George,	P. P. Johnston,	J. H. Wilkinson—17.
C. W. Gilmore.	R. I. McQuiddy,	

Those who voted in the negative, were—

Cromwell Adair,	Thomas Johnson,	John W. Rowlett,
Albert S. Berry,	C. N. Lewis,	Ishmael H. Smith,
M. T. Carpenter,	T. J. McElrath	Richard J. White,
A. R. Clarke,	David R. Murray,	A. H. Willingham—14.
W. H. Frederick,	Clifton J. Pratt,	

Mr. Gathright, from the Committee on Internal Improvement, reported a bill, entitled

A bill providing for improvement of the navigation of Quicksand creek, in Breathitt county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of five hundred dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of removing the mill-dam now owned by Stephen Carpenter out of Quicksand creek, Breathitt county.

§ 2. That Thomas H. Patton, Stephen Williams, and Wiley Combs are hereby appointed commissioners to apply said sum of money, to negotiate with said Carpenter for said mill-dam, and superintend its removal out of said creek, so that it will not obstruct downward navigation of said stream; but before said commissioners shall act, they shall each execute bond in the Breathitt county court for the faithful performance of the duties herein required of them, and shall take an oath to truly and faithfully apply said sum of money, or so much thereof as will effect the removal of said mill-dam as aforesaid.

§ 3. It shall be the duty of said commissioners to secure the removal of said mill-dam by private contract with said Carpenter or the owner thereof, if they can; but if they cannot effect its removal by private contract, then they are hereby authorized to have said mill-dam condemned by writ of *ad quod damnum*.

§ 4. The Auditor of Public Accounts, upon the requisition of said commissioners, or any two of them, accompanied by a certified copy of their bonds and sworn statement of the amount agreed upon for said mill-dam, the Auditor shall draw his warrant on the Treasury in favor of said commissioners making said requisition for the cost of removal of said dam, not exceeding the amount hereby appropriated, which sum said commissioners shall pay to said Carpenter or the owner of said mill-dam, upon a deed of conveyance being made to the Commonwealth of all rights and franchises of the bed of Quicksand creek wherein said mill-dam is now situate.

§ 5. The county court of claims of Breathitt county shall make each of said commissioners a reasonable allowance for their services under this act, which shall be paid out of the county levy.

§ 6. This act shall take effect from its passage.

Mr. George moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	John T. Gathright,	R. I. McQuiddy,
Albert S. Berry,	C. W. Gilmore,	Thos. J. Megibben,
J. H. Bruce,	Clinton Griffith,	D. G. Mitchell,
A. R. Clarke,	R. G. Hays,	W. O. Mize,
Geo. T. Edwards,	Thomas Johnson,	Jas. Shackleford,
Charles D. Foote,	C. N. Lewis,	Richard J. White—20.
W. H. Frederick,	T. J. McElrath,	

Those who voted in the negative, were—

Cromwell Adair,	Sam. E. Hill,	H. H. Skiles,
James Blackburn,	P. P. Johnston,	Ishmael H. Smith,
M. T. Carpenter,	David R. Murray,	J. H. Wilkinson,
Henry George,	Clifton J. Pratt,	A. H. Willingham—14.
George T. Halbert,	John W. Rowlett,	

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the motion made by Mr. Hays on yesterday to reconsider the vote by which they had, on yesterday, discharged the Committee on Claims from the further consideration of a leave to bring in a bill, entitled

A bill for the benefit of F. G. Morrison, committee of Elizabeth Smith, of Taylor county.

Mr. George moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on reconsidering said vote, and it was decided in the negative.

A message was received from the House of Representatives, announcing that they had receded from their proposed amendment to a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the Lunatic Asylums of this State," approved March 20th, 1876, and the acts amendatory thereof.

The Senate, according to order, took up for consideration an engrossed bill, entitled

An act to amend section 1, article 11, chapter 20, General Statutes.

Mr. P. P. Johnston moved to postpone the further consideration of said bill indefinitely.

Mr. Shackleford moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the motion made by Mr. P. P. Johnston to postpone indefinitely, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Mitchell, were as follows, viz:

Those who voted in the affirmative, were--

Albert S. Berry,	George T. Halbert,	Thomas J. Megibben,
J. H. Bruce,	R. G. Hays,	David R. Murray,
Geo. T. Edwards,	Sam. E. Hill,	Clifton J. Pratt,
Charles D. Foote,	P. P. Johnston,	Jas. Shackleford,
W. H. Frederick,	T. J. McElrath,	Ishmael H. Smith—17.
Clint. Griffith,	R. I. McQuiddy,	

Those who voted in the negative, were—

Cromwell Adair,	Thomas Johnson,	H. H. Skiles,
James Blackburn,	C. N. Lewis,	Richard J. White,
M. T. Carpenter,	D. G. Mitchell,	J. H. Wilkinson,
A. R. Clarke,	W. O. Mize,	A. H. Willingham—14.
Henry George,	John W. Rowlett,	

Paired: C. W. Gilmore, yea; Joseph Bertram, nay; Alexander E. Adams, yea; G. W. Reeves, nay.

So said bill was rejected.

Mr. Griffith read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie over one day being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the election of a Warden of the Penitentiary be postponed until to-morrow, the 5th of May, 1880, at 3 o'clock, P. M.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

Ordered, That Mr. Griffith report said resolution to the House of Representatives.

After a short time, a message was received from the House of Representatives announcing that they concurred in the adoption of said resolution.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to further regulate the retail traffic in spirituous, vinous, or malt liquors and nostrums used as a beverage.

Mr. Clarke moved to reconsider the vote by which said bill had been ordered to be read a third time.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. White and Clarke, were as follows, viz:

Those who voted in the affirmative, were—

M. T. Carpenter,	Clinton Griffith,	T. J. McElrath,
A. R. Clarke,	R. G. Hays,	D. G. Mitchell,
Charles D. Foote,	Sam. E. Hill,	H. H. Skiles,
W. H. Frederick,	Thomas Johnson,	A. H. Willingham—12.

Those who voted in the negative, were—

James Blackburn,	C. N. Lewis,	John Walter Rowlett,
J. H. Bruce,	R. I. McQuiddy,	James Shackleford,
John T. Gathright,	Thos. J. Megibben,	Ishmael H. Smith,
Henry George,	W. O. Mize,	Richard J. White,
George T. Halbert,	David R. Murray,	J. H. Wilkinson—17.
P. P. Johnston,	Clifton J. Pratt,	

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Clarke and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	Thomas Johnson,	Clifton J. Pratt,
James Blackburn,	P. P. Johnston,	John W. Rowlett,
J. H. Bruce,	C N. Lewis,	James Shackleford,
John T. Gathright,	R. I. McQuiddy,	Ishmael H. Smith,
George T. Halbert,	W. O. Mize,	Richard J. White,
Sam. E. Hill,	David R. Murray,	J. H. Wilkinson—18.

Those who voted in the negative, were—

Albert S. Berry,	Charles D. Foote,	Clint. Griffith,
M. T. Carpenter,	W. H. Frederick,	Thos. J. Megibben,
A. R. Clarke,	C. W. Gilmore,	A. H. Willingham—9.

Resolved, That the title of said bill be as aforesaid.

Mr. Hays moved to reconsider the vote by which the Senate had passed said bill.

Mr. White moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and White, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	P. P. Johnston,	John W. Rowlett,
J. H. Bruce,	R. I. McQuiddy,	Jas. Shackleford,
John T. Gathright,	Thos. J. Megibben,	H. H. Skiles,
Henry George,	W. O. Mize,	Ishmael H. Smith,
Geo. T. Halbert,	David R. Murray,	Richard J. White,
R. G. Hays,	Clifton J. Pratt,	J. H. Wilkinson—18.

Those who voted in the negative, were—

M. T. Carpenter,	Chas. D. Foote,	C. W. Gilmore,
A. R. Clarke,	W. H. Frederick,	A. H. Willingham-6.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had passed a bill, which originated in the House of Representatives, entitled

An act to repeal an act, entitled "An act to fix the tax on real and personal estate at forty cents on the one hundred dollars in value thereof," approved March 7th, 1876, and to re enact section 1, article 1, chapter 92, General Statutes, title "Revenue and Taxation," repealed thereby.

And the question being taken on reconsidering said vote, it was decided in the negative.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives of the following title, viz:

An act to provide for a burying-ground and water supply for the Penitentiary,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Commissioners of the Sinking Fund be, and they are hereby, authorized to purchase such ground as they may deem necessary for a suitable burying-ground for the penitentiary, at a cost not exceeding five hundred dollars; and they are further authorized to make such arrangement as they may deem wise with the city government of Frankfort for a proper supply of water for said institution upon the best terms they can be able to; and upon their certificate, the Auditor of Public Accounts shall draw his warrant upon the Treasurer in consummation of such contracts, to be paid out of any money in the Treasury not otherwise appropriated.

§ 2. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	T. J. McElrath,
Alex. E. Adams,	C. W. Gilmore,	R. I. McQuiddy,
Albert S. Berry,	Clint. Griffith,	Thos. J. Megibben,
J. H. Bruce,	George T. Halbert,	Clifton J. Pratt,
M. T. Carpenter,	R. G. Hays,	James Shackleford,
A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Geo. T. Edwards,	C. N. Lewis,	Ishmael H. Smith—22.
W. H. Frederick,		

Those who voted in the negative, were—

James Blackburn, J. H. Wilkinson—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Frederick, from the Committee on Claims, reported a bill, entitled

A bill for the benefit of Preston Means, of Jefferson county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

WHEREAS, Under "An act to authorize the judge of Jefferson county court to appoint a collector of back taxes for Jefferson county," which went into effect February 24th, 1873 (Acts 1873, volume one, page 282), the back tax collector of said county did, on the 6th day of April, 1874, make sales under said act, and Preston Means, of said county, became the purchaser of certain pieces of property in the sum of three hundred and ninety-two dollars and seventy-six cents, and paid therefor, and said amount has been paid into the Treasury; and thereafter, to wit: on the 9th day of October, 1876, the Auditor of the State, pursuant to said act, executed deeds to said Preston Means for said property in consideration of said amount so paid; and whereas, under an act to repeal said act, entitled "An act to authorize the judge of the Jefferson county court to appoint a collector of back taxes for Jefferson county, and to direct the Auditor to re-convey to parties their property which had been sold under the provisions of said act" (Acts 1878, volume second, page 119), said act of February 24th, 1873, was repealed, and said deeds from said Auditor to said Means were declared null and void; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasurer in favor of Preston Means, of Jefferson county, for whatever sum of money he may find said Means may have paid to the State for property which has since been diverted from his possession by the action of the above recited act.

§ 2. This act shall be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	C. N. Lewis,
Alex. E. Adams,	John T. Gathright,	Thos. J. Megibben,
Albert S. Berry,	C. W. Gilmore,	W. O Mize,
James Blackburn,	R. G. Hays,	David R. Murray,
J. H. Bruce,	Sam. E. Hill,	John Walter Rowlett,
A. R. Clarke,	Thomas Johnson,	Richard J. White—20.
Charles D. Foote,	P. P. Johnston,	

In the negative—Ishmael H. Smith—1.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to establish and incorporate the town of Bonnieville, in Hart county,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

Mr. Skiles, from the Committee on the Judiciary, reported a bill, entitled

A bill to amend the charter of the town of Woodburn, in Warren county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the charter or act of incorporation of the town of Woodburn, in Warren county, be, and the same is hereby, amended as follows, viz: That no one shall vote at any town election who has not paid his capitation tax and exhibits a receipt therefor.

§ 2. This act shall take effect from January 1st, 1881.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	John T. Gathright,	W. O. Mize,
James Blackburn,	Henry George,	David R. Murray,
J. H. Bruce,	C. W. Gilmore,	John W. Rowlett,

A. R. Clarke,	P. P. Johnston,	H. H. Skiles,
Charles D. Foote,	C. N. Lewis,	J. H. Wilkinson—17.
W. H. Frederick,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	Thomas Johnson,	Ishmael H. Smith,
M. T. Carpenter,	Clifton J. Pratt,	Richard J. White—7.
R. G. Hays,		

Resolved, That the title of said bill be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

A bill to amend section 11, article 8, chapter 92, General Statutes, title "Revenue and Taxation,"

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 11, article 8, chapter 92, General Statutes, title "Revenue and Taxation," be, and the same is hereby, altered and amended as follows: by striking out all of said section after the words "in each year," and inserting the following, viz: "Upon the first two thousand dollars, ten per cent.; on the second two thousand, eight per cent.; on the third two thousand, six per cent; on the fourth two thousand, five per cent., and on all above eight thousand, four per cent."

§ 2. This act shall take effect from and after the first of June, 1880.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Foote and Mize, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	P. P. Johnston,
Albert S. Berry,	Geo. T. Halbert,	W. O. Mize,
Geo. T. Edwards,	R. G. Hays,	John W. Rowlett,
John T. Gathright,	Thomas Johnson,	Ishmael H. Smith—12.

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Thos. J. Megibben,
James Blackburn,	Henry George,	David R. Murray,
J. H Bruce,	Samuel E. Hill,	Clifton J. Pratt,
M. T. Carpenter,	C. N. Lewis,	James Shackleford,
A. R. Clarke,	T. J. McElrath,	H. H. Skiles,
Charles D. Foote,	R. I. McQuiddy,	J. H. Wilkinson—18.

So said bill was disagreed to.

Mr. George moved to reconsider the vote by which the Senate disagreed to said bill.

Which motion was simply entered.

Mr. Shackleford, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to amend an act, entitled 'An act to empower the county court of Bath county to make subscriptions to the capital stock of turnpike road companies in Bath county,'" approved February 18th, 1860, said amendatory act having been approved February 5th, 1860,

Reported the same without amendment.

On motion of Mr. Clarke,

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, at 11 o'clock, A. M.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gathright, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to incorporate the Whitehaven and Richmond Turnpike Road Company," approved April 8, 1880.

By same—

An act to amend the charter of the Richmond and Lancaster Turnpike Company.

By Mr. Carpenter, from the Committee on General Statutes—

An act to incorporate the Shelbyville and Brunerstown Turnpike Company.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of John Lay, of Knox county.

By Mr. Skiles, from the Committee on Courts of Justice—

An act regulating the jurisdiction of the circuit courts of this Commonwealth over matters of which chancery courts, criminal courts, and courts of common pleas have jurisdiction at the time such chancery courts, criminal courts, and courts of common pleas are abolished.

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

An act to incorporate the Elizabethtown Driving Park and Fair Ground Association.

By Mr. Skiles, from the Committee on the Judiciary—

An act to incorporate the Vine Grove Seminary, in Hardin county.

By same—

An act to repeal section 2, chapter 903, Session Acts 1878.

By Mr. Adair, from the Committee on General Statutes—

An act to amend the revenue laws.

By Mr. Halbert, from the Committee on Religion and Morals—

An act, entitled "An act to incorporate the Eastern Kentucky Building Association, of Ashland."

By Mr. Skiles, from the Committee on the Judiciary—

An act to establish an additional justices' district and voting precinct in the county of Christian.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act for the benefit of the Mayslick and Murphysville Turnpike Road Company, in Mason county.

By Mr. Skiles, from the Committee on the Judiciary—

An act to amend an act incorporating the Central Coal and Iron Company, approved March 18th, 1876.

By Mr. Bruce, from the Committee on Railroads—

An act to amend an act to incorporate the Chattaroi Railway Company, approved March 11th, 1873.

By Mr. Halbert, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to amend the charter of the town of Catlettsburg," approved February 18th, 1869.

By Mr. Wilkinson, from the Committee on Education—

An act for the benefit of common school district No. 2, Lyon county.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to empower the county court of Fayette county to purchase stock in turnpike roads already completed, and make subscription to the capital stock in turnpike roads in Fayette county.

By Mr. Halbert, from the Committee on the Judiciary—

An act repealing chapter 79 of the Acts of 1873–'74.

By Mr. Skiles, from same committee—

An act for the benefit of the coroners of this Commonwealth.

With an amendment to the last named bill.

Which was twice read and adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carpenter, from the Committee on General Statutes—

A bill to amend an act, entitled "An act to authorize the trustees of the town of Stanford to subscribe to and pay for stock in a town hall," approved February 10th, 1880.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend an act, entitled "An act declaring it a misdemeanor for any person to use abusive or insulting language in the presence of another, intending thereby to insult such other person or persons, with the intention to provoke an assault," approved March 24, 1880.

By Mr. Adams, from the Committee on Retrenchment and Reform—

A bill to repeal an act, entitled "An act limiting the jurisdiction of the police judge and town marshal of the town of Pikeville, Kentucky, within the corporate limits of said town," approved April 27, 1880.

By Mr. McElrath, from the Committee on Codes of Practice—

A bill to amend an act, entitled "An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts," approved April 15th, 1880.

By Mr. Skiles, from the Committee on the Judiciary—

A bill to incorporate the Middle Fork and Kentucky River Coal and Iron Mining and Manufacturing Company.

By Mr. White, from the Committee on Immigration and Labor—

A bill to amend an act, entitled "An act authorizing the county judge of Rockcastle county to issue bonds and fund the county debt at a less rate per cent., known as the court-house bonds of said county."

By same—

A bill to incorporate the Kentucky River Coal and Iron Mining and Manufacturing Company.

By Mr. Hays, from the Committee on Finance—

A bill to repeal certain words in an act, entitled "An act to amend an act, entitled 'An act to amend the charter of the city of Louisville,' approved February 26th, 1873," approved April 22d, 1880.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was recommitted to the Committee on General Statutes, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz :

An act to amend an act, entitled "An act to authorize the trustees of the town of Stanford to subscribe to and pay for stock in a town hall," approved February 10th, 1880.

An act to declare and amend the law relative to principals and factors or agents.

An act to authorize certain officers to execute process, and collect executions in Union county.

An act to regulate the sale of poisons in this Commonwealth.

An act for the benefit of Moses Herrell, of Ohio county.

An act in relation to the Green and Barren River Line of Navigation.

An act to incorporate the Louisville and Jeffersonville Bridge Company.

With amendments to the last two named bills.

Which were severally taken up, twice read, and concurred in.

A message was also received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act to amend the charter of the town of Allensville, in Todd county.

2. An act for the relief of certain tax-payers of Logan county.

3. An act for the benefit of H. J. Perry and others.

4. An act for the benefit of James Jennings, committee of Nancy Warren, pauper idiot of Mercer county.

5. An act to authorize the county court of Washington county to issue the bonds of said county to build turnpike roads and bridges in said county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 2d to the Committee on the Judiciary; the 3d to the Committee on General Statutes; the 4th to the Committee on Claims, and the 1st and 5th were severally ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. P. P. Johnston, from the Committee on Codes of Practice, reported a bill, entitled

A bill in relation to the Reporter of the Court of Appeals.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Skiles moved an amendment to said bill.

Which was rejected.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, May 4th, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as Commissioners of the Branch Penitentiary the following named gentlemen, viz: Judge Richard H. Stanton, of Mason county; Judge W. M. Beckner, of Clark county, and Gen. H. B. Lyon, of Lyon county, and respectfully ask your advice and consent thereto.

LUKE P. BLACKBURN, *Governor.*

On motion,

Ordered, That the further consideration of said nominations be postponed until to-morrow, at 10 o'clock, A. M.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act in relation to the Reporter of the Court of Appeals.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth.

An act to repeal an act, entitled "An act to amend an act, entitled 'An act to repeal the charter and re-incorporate the town of Elizabethtown,'" approved February 26th, 1868.

An act to amend an act, entitled "An act to provide for liens for laboring men and supply men," approved March 20th, 1876.

An act for the benefit of A. E. Adams, of Pike county.

An act to enable the commissioners of the sinking fund of Bracken county to settle and compromise with Eginhart Daum, jr., late sheriff of Bracken county, and with his securities on his official bond, for the years 1875 and 1876.

An act to incorporate the Taylorsville, Salt River, and Waterford Turnpike Road Company.

Resolution for the benefit of Richard Carr, of Indiana.

Joint resolution directing the Auditor to draw his warrant for the expenses of the committeemen who visited the institutions at Danville and Anchorage.

Mr. Skiles moved that a committee be appointed to withdraw from the House of Representatives the announcement of the passage of a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts," approved April 15th, 1880.

Which motion was adopted.

Mr. Wilkinson, from the Committee on Propositions and Grievances, reported a bill, entitled

A bill to amend an act to provide for the government, management, and discipline of the Kentucky Penitentiary, approved May 3d, 1880.

Which bill was read the first time, and ordered to be read a second time.

Said bill was read a second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section eight of an act to provide for the government, management, and discipline of the Kentucky Penitentiary, approved May 3d,

1880, be amended as follows: That the physician for the prison shall devote his entire time and attention in attendance upon the prisoners confined within the walls of said prison, to the exclusion of all other business, and he shall have been a regular practitioner for over five years prior to his appointment, and shall, in addition to the duties already imposed on him, supervise such sanitary, disciplinary, and other duties the Commissioners of the Sinking Fund may charge him with.

§ 2. This act shall take effect from its passage. All acts and parts of acts in conflict with this act are hereby repealed.

Mr. P. P. Johnston moved to amend said bill by adding to the first section, at the end thereof, the following: "And he shall receive for his services a salary of eighteen hundred dollars per annum."

Mr. Berry moved to amend the amendment proposed by Mr. P. P. Johnston by striking out the words "eighteen hundred" where they occur therein, and inserting in lieu thereof the words "one thousand."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. P. P. Johnston and Berry, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Geo. T. Edwards,	Clifton J. Pratt,
J. H. Bruce,	C. W. Gilmore,	H. H. Skiles,
M. T. Carpenter,	T. J. McElrath,	Ishmael H. Smith—9.

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	W. O. Mize,
Alex. E. Adams,	George T. Halbert,	David R. Murray,
James Blackburn,	Sam. E. Hill,	John W. Rowlett,
A. R. Clarke,	P. P. Johnston,	Jas. Shackleford,
Charles D. Foote,	R. I. McQuiddy,	Richard J. White,
W. H. Frederick,	Thos. J. Megibben,	J. H. Wilkinson—19.
John T. Gathright,		

Mr. Halbert then moved to lay said bill and pending amendment on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. George and McQuiddy, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	W. H. Frederick,	W. O. Mize,
Alex E. Adams,	John T. Gathright,	David R. Murray,
Albert S. Berry,	George T. Halbert,	Clifton J. Pratt,
J. H. Bruce,	R. G. Hays,	John W. Rowlett,
M. T. Carpenter,	T. J. McElrath,	Ishmael H. Smith,
Geo. T. Edwards,	R. I. McQuiddy,	Richard J. White—20.
Charles D. Foote,	D. G. Mitchell,	

Those who voted in the negative, were—

James Blackburn,	C. W. Gilmore,	Thos. J. Megibben,
A. R. Clarke,	Samuel E. Hill,	J. H. Wilkinson—8.
Henry George,	P. P. Johnston,	

So said bill was rejected.

Mr. Mitchell moved to suspend the rules to allow the Committee on the Judiciary to report a bill, which originated in the House of Representatives.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carpenter and Adair, were as follows, viz:

Those who voted in the affirmative, were—

Alex E. Adams,	T. J. McElrath	Clifton J. Pratt,
Albert S. Berry,	D. G. Mitchell,	Jas. Shackleford—8.
C. W. Gilmore.	David R. Murray,	

Those who voted in the negative, were—

Cromwell Adair,	Henry George,	John W. Rowlett,
J. H. Bruce,	George T. Halbert,	H. H. Skiles,
M. T. Carpenter,	R. G. Hays,	Ishmael H. Smith,
Charles D. Foote,	Thos. J. Megibben,	Richard J. White,
W. H. Frederick,	W. O. Mize,	J. H. Wilkinson—16.
John T. Gathright,		

Mr. Skiles, from the Committee on the Judiciary, to whom was referred a resolution from the House of Representatives, entitled

Resolution of thanks to Hon. Thos. Turner,

Reported the same without amendment.

Pending the consideration of said resolution, the hour for adjournment having arrived, further action was cut off.

And then the Senate adjourned.

WEDNESDAY, MAY 5, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Farmers' Mutual Aid Association, of Bath county.

An act to amend the charter of the Covington and DeCourcey Creek Turnpike Company.

An act to incorporate the town of Cane Valley.

An act to amend sections 1, 2, 4, and 5, of chapter 49, General Statutes, title "Guards," &c.

An act to incorporate the Independence and Covington Telephone Company.

An act to incorporate the Salvisa, Kirkwood, and Johnsonville Turnpike Road Company, in Anderson county.

An act for the benefit of J. H. Holliday, former presiding judge of the Nicholas county court and quarterly court.

An act in relation to sheriffs' fees for serving process from other counties.

An act for the protection of passengers and others on railroads, engines, and cars in this State.

An act to amend an act, approved March 16th, 1878, prohibiting the sale of spirituous, vinous, and malt liquors in the town of Moscow, Hickman county.

An act incorporating the Ashland District Camp Meeting Association of the Methodist Episcopal Church.

An act to amend the charter of the city of Bowling Green.

An act to amend the charter of the Cynthiana, Connersville, and Scott County Turnpike Road Company.

An act to amend an act, entitled "An act to authorize John Pursley to erect a boom across Wolf creek, in Martin county."

An act to incorporate the Sharon Cemetery Company, in Bracken county.

An act to amend an act, entitled "An act to incorporate the city of Mayfield."

An act to amend chapter 38, article 13, section 6, General Statutes, title "Executions."

An act to amend the charter of the Augusta, Cynthiana, and Georgetown Turnpike Road Company, approved February 28, 1835, and the acts amendatory thereto.

An act to amend the charter and amended charter of the Georgetown and Long Lick Turnpike Road Company.

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Blandville, in Ballard county, and to provide for taking a vote on that question.

An act to incorporate the Poor Ridge and Sugar Creek Turnpike Road Company, in Garrard county.

An act to incorporate the Hammond's Creek and Johnsonville Turnpike Road Company, in Anderson county.

An act to incorporate the Indian Creek and Mt. Vernon Church Turnpike Road Company, in Anderson county.

An act to repeal an act, entitled "An act for the benefit of the public roads of Meade and other counties," approved February 12, 1880.

An act for the benefit of T. J. Allen, of Bath county.

That they had passed bills and adopted a resolution, which originated in the Senate, of the following titles, viz:

Resolution directing the Auditor to draw his warrant for payment of expenses incurred in examining into the affairs of the clerks' offices of Jefferson county.

An act authorizing process and executions to be directed to the coroner and other officers in Green county in case of vacancy in the office of sheriff.

An act for the benefit of John Barnett, of Washington county.

An act to incorporate the Collinsville Turnpike Road Company.

An act to repeal an act, entitled "An act limiting the jurisdiction of the police judge and town marshal of the town of Pikeville, Kentucky, within the corporate limits of said town," approved April 27, 1880.

An act to authorize the city of Hickman to control its cemetery, and to construct a gravel road thereto.

An act to amend chapter 575, an act, entitled "An act to provide for appointing and electing county commissioners for Kenton county, and defining their duties," approved March 27th, 1880.

An act to give Elliott county her share in the surplus school bonds of Carter, Lawrence, and Morgan counties.

With an amendment to the last named bill.

Which was taken up, twice read, and concurred in.

That they had adopted a resolution and passed bills of the following titles, viz:

1. A resolution in regard to a Constitutional Convention.

2. An act to legalize the incorporation of the Minneola and Anderson's Ferry Turnpike Road Company.

3. An act for the appropriation of money.

4. An act directing the Auditor to draw his warrant on the Treasurer for the payment of certain expenses incurred in the investigation by the Special Committee of the Senate on treatment of Prison, and in relation to the Penitentiary.

5. An act to incorporate the Dutch Tract Cemetery Company.

6. An act to amend chapter 89 of the General Statutes.

7. An act to fix the term of office of the State Librarian.

8. An act to amend chapter 69 of the General Statutes.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 4th to the Committee on the Penitentiary; the 6th, 7th, and 8th to the Committee on Public Buildings and Offices; the 1st, the resolution, was placed in the orders of the day; the third was made the special order of the day for this afternoon directly after the election of the Warden of the Penitentiary, and the 2d and 5th were severally ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Confederate Soldiers' Home and Orphans' Asylum."

An act to amend an act in relation to the town of Carlisle, in Nicholas county, approved March 16, 1876.

With an amendment to the last named bill.

Mr. Murray, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Sharpsburg and Henry's Mill Turnpike Road Company;

An act to amend an act, entitled "An act to incorporate the Carlisle and Mt. Sterling Turnpike Road Company," approved January 14, 1870;

An act to extend and regulate the civil jurisdiction of quarterly courts of Owen county;

An act to amend an act, entitled "An act to prevent stock from running at large in Boone county," approved February 18th, 1876.

An act to incorporate the Greensburg Bridge Company;

An act to incorporate the Salt Lick Bridge and White Sulphur Springs Turnpike Company, in Bath county;

An act to incorporate the town of Central Covington, Kenton county;

An act empowering the Oldham court of claims to sell the old court-house at Westport;

An act to amend the charter of the Cumberland and Ohio Railroad;

An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Yost Chapel, in Logan county;

An act for the benefit of common schools in Mason county;

An act for the benefit of W. H. Fitzpatrick, late sheriff of Floyd county;

An act to empower the county court of Grant county to make subscriptions to the capital stock of turnpike roads in said county;

An act for the benefit of John Followay, a pauper idiot of Daviess county;

An act for the benefit of Edward Costello and James W. Ingles, superintendent of poor-house, Bourbon county;

An act to amend an act, entitled "An act to authorize the voters of Lagrange and Westport voting precincts, in Oldham county, to vote a tax for the purpose of building turnpike roads in said precincts;"

An act to create a lien on steam-boats and other water-crafts in favor of employes, mechanics, tradesmen, and others doing work on, or furnishing materials and supplies to, steam-boats and other water-

crafts, and in favor of persons and property injured by the willful or negligent conduct of persons in the employ of such steam-boats and other water-crafts;

An act to amend an act, entitled "An act to incorporate the Augusta and Foster Turnpike Road Company, in Bracken county," approved January 17th, 1880;

An act to incorporate Frankfort Coal and Iron Mining, Oil, Salt, and Timber Company;

An act for the benefit of Wm. Combs and W. J. Boone;

An act to incorporate the Falmouth and Berryville Turnpike Road Company;

An act to amend the charter of the city of Hopkinsville;

An act to charter the Williamstown and Dowdsville Turnpike Road Company, in Grant county;

An act for the benefit of James F. West;

An act to fix the terms of the Christian quarterly court;

An act for the benefit of school district No. 24, in Lincoln county;

An act to close an alley and extend Hill street, in the town of London, Laurel county;

An act for the benefit of John W. Suddarth;

An act to establish a city government for the town of Carlisle;

An act to regulate the advertising of real estate and personal property under execution sales, sales under decrees or judgments, and sales of real estate for State and county taxes, in Boyd county, and fixing the compensation therefor;

An act for the benefit of the heirs of W. R. Morgan;

An act to authorize the sheriff or any collector of taxes, and the several constables of Henderson county, to collect the delinquent State revenue and county levies for the years 1875, 1876, 1877, and 1878;

An act to amend chapter 67, General Statutes;

An act amending the charter of the city of Maysville;

An act for the benefit of Thos. Hunt;

An act to amend section 757 of an act regulating practice in civil cases;

An act to authorize the voters of Trimble county to vote a tax for turnpike purposes;

An act to amend an act, entitled "An act to amend an act giving the trustees of common school district in Catlettsburg the right to levy a tax for two years to build a school-house in said dis-

trict, approved March 5th, 1872, and to establish a public school in the town of Catlettsburg, approved March 16th, 1873;"

An act to incorporate the town of Sadieville, in Scott county;

An act in relation to the Louisville Evening Post, a newspaper published in the city of Louisville, and legalizing certain advertisements, publications, and notices in same;

An act to amend section 25, article 1, of chapter 94, of the General Statutes, title "Roads and Passways;"

An act for the benefit of the Attorney General of this Commonwealth;

An act to amend section 19, chapter 42, General Statutes, title "Ferries;"

An act to incorporate the Falmouth and Lenoxburg Turnpike Road Company;

An act to amend the Code of Practice in civil cases.

An act to incorporate the Lenoxburg and Pribble's Cross Roads Turnpike Company, in Pendleton county;

An act to amend the charter of the Shelby Railroad;

An act to incorporate the Carlisle, Miller's Station, and Brushy Fork Turnpike Road Company, in Nicholas county;

An act to incorporate the Owenton, Pleasant Ridge, and Williamstown Turnpike Road Company, in Owen county;

An act to amend chapter 70 of the General Statutes, entitled "Liens of Mechanics, Laborers, and Material Men;"

An act to incorporate a turnpike road company to construct a road from Campbellsville, via Elkton, to Mannville;

An act to amend an act, entitled "An act to renew and amend the charter of the Camdenville and Van Buren Turnpike Road," approved April 22, 1880, changing the title of said act, and legalizing the subscription of the Anderson county court to the capital stock of the company thereby and hereby created;

An act to legalize the orders and proceedings of the Lagrange police court;

An act to amend section 22 of an act, entitled "An act to amend an act to incorporate the town of Sharpsburg, Bath county," approved March 6th, 1876;

An act to amend an act incorporating the town of Summerville;

An act to incorporate the Wyoming and East Fork Turnpike Road Company;

An act to incorporate the Frenchburg Deposit Bank;

An act to incorporate the Bracken Creek Turnpike Road Company, in Bracken county;

An act to incorporate the Henderson and Southwestern Narrow-gauge Railroad Company;

An act for the benefit of school district No. 32, in Owen county;

An act for the benefit of the Paducah and North Ballard Gravel Road Company and its branches;

An act to regulate the transfer of cases between the Louisville Chancery Court and the Vice Chancellor's Court;

An act to amend section 2, article 4, chapter 18, General Statutes

An act to amend an act, entitled "An act to re-district the State of Kentucky into eighteen circuit court districts, and to abolish certain courts therein," approved April, 1880;

An act for the benefit of Enoch Wilson, committee for Biddy Wilson, a pauper lunatic of Knox county;

An act to incorporate the Guthrie City and Elkton Turnpike Road Company;

An act to repeal an act, entitled "An act to fix the tax on real and personal estate at forty cents on the one hundred dollars in value thereof," approved March 7th, 1876, and to re-enact section 1, article 1, chapter 92, General Statutes, title "Revenue and Taxation," repealed thereby;

An act to authorize the Simpson county court to levy a tax for bridge purposes;

An act to change the boundary lines of the town of Beaver Dam, Ohio county;

An act prescribing a penalty on the Mount Sterling and Maysville Turnpike Road Company for the collection of illegal toll;

An act for the benefit of Wm. Brockman, of Louisville;

An act to incorporate the Owingsville, Bald Eagle, and Sharpsburg Turnpike Road Company;

An act to incorporate the Duganville and Forsyth's Mill Turnpike Road Company, in Mercer county;

An act to provide means for supplying any deficiency that may occur in the State revenue for the ordinary expenses of the government within the next two years;

An act to amend the charter of the Richmond and Lancaster Turnpike Company;

An act regulating the fees of the clerk of the Jefferson circuit court, the fees of the clerk of the Jefferson court of common pleas, the

fees of the clerk of the Louisville chancery court, and the fees of the clerk of the county court of Jefferson county;

An act to incorporate the Daniel Boone Mining Company;

An act for the benefit of the coroners of this Commonwealth;

An act to regulate the appellate jurisdiction of the courts of this Commonwealth;

An act to amend the city charter of Owensboro;

An act for the benefit of Thomas J. Smith, late sheriff of Ohio county;

An act, entitled "An act to incorporate the Eastern Kentucky Building Association, of Ashland;"

An act to amend an act incorporating the Central Coal and Iron Company, approved March 18th, 1876;

An act to regulate the allowance of claims against the county of Lawrence, and regulating appeals from the allowance of the same;

An act to amend section 5 of an act, entitled "An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts therein," approved April 15th, 1880;

An act to amend section 9, chapter 89, of the General Statutes, entitled "Public Buildings, State and County;"

An act regulating the jurisdiction of the circuit courts of this Commonwealth over matters of which chancery courts, criminal courts, and courts of common pleas have jurisdiction at the time such chancery courts, criminal courts, and courts of common pleas are abolished.

An act for the benefit of common school district No. 2, Lyon county;

An act to amend an act, entitled "An act to incorporate the Woodford Hotel Company," approved February 19th, 1880;

An act to incorporate the Dutch Tract Cemetery;

An act to amend an act, entitled "An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott," approved February 6, 1874;"

An act for the benefit of John Lay, of Knox county;

An act to provide for a burying-ground and water supply for the Penitentiary;

An act to provide for the settlement of the accounts of J. W. South, deceased, late Keeper of the Penitentiary;

An act to amend the present charter of the Pleasureville, Bethlehem, and Kentucky River Turnpike Company, in Henry county;

An act to empower the county court of Fayette county to purchase stock in turnpike roads already completed, and make subscription to the capital stock in turnpike roads in Fayette county;

An act to further regulate the retail traffic in spirituous, vinous, or malt liquors and nostrums used as a beverage;

An act to establish and incorporate the town of Bonnieville, in Hart county,

An act to repeal section 2, chapter 903, Session Acts 1878;

An act for the benefit of Charles Hammonds, of Clay county;

An act repealing chapter 79 of the Acts of 1873–'74;

And enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to incorporate the American Commercial Company;

An act to amend an act to incorporate the Steele's Turnpike Road Company, approved March 28, 1880;

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876, and the acts amendatory thereof;

An act to amend an act, entitled "An act to amend an act to amend and reduce into one the several acts in relation to the town of Danville," approved on the 10th day of March, 1873, which act was approved on the 24th day of April, 1880;

An act to amend an act, entitled "An act to incorporate the Louisville Board of Trade;"

An act to amend an act, entitled "An act relating to the Henry, Oldham, and Jefferson Turnpike Road Company," approved February 20th, 1878;

An act for the benefit of Joseph L. Benton, of Ohio county;

An act to incorporate the Bransford Draining Company, in Daviess county;

An act to prevent unlawful charge for transportation of freight by railroad companies;

An act for the benefit of the Agricultural Bureau of the Commonwealth of Kentucky;

An act to regulate the jurisdiction of the Butler circuit court in common law actions;

An act to amend an act, entitled "An act to amend the charter of the Shelby Railroad, and to authorize certain counties to take stock in the same," approved February 3d, 1869;

An act to amend chapter 807, Acts of 1878, approved April 5th, 1878;

An act to provide for the fitting up and furnishing certain rooms in the building known as the Fire-proof Public Offices;

An act to protect the Treasury from the payment of fraudulent claims;

An act to amend section 8, article 13, chapter 38, title "Executions," of the General Statutes;

An act for the benefit of Henry Fields, of Perry county;

An act to incorporate the Carrollton and Worthville Telephone Company;

An act to amend an act, entitled "An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands or the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky," approved January 24, 1880, by adding to the title of said act the words, "and to provide for the payment of said bonds;"

An act to incorporate the Mutual Insurance Association of Owenton;

An act to amend an act, entitled "An act to authorize the trustees of the town of Stanford to subscribe to and pay for stock in a town hall," approved February 10th, 1880;

An act to give Elliott county her share in the surplus school bonds of Carter, Lawrence, and Morgan counties;

An act to declare and amend the law relative to principals and factors or agents;

An act to incorporate the Louisville and Jeffersonville Bridge Company;

An act to regulate the sale of poison in this Commonwealth;

An act for the benefit of Moses Herrell, of Ohio county;

An act in relation to the Reporter of the Court of Appeals;

An act to authorize certain officers to execute process and collect executions in Union county;

An act in relation to the Green and Barren River Line of Navigation;

Resolution in relation to final adjournment;

Resolution in relation to the election of Warden of the Penitentiary;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his sig-

nature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Murray reported that the committee had performed that duty.

A message was received from the Governor, by Mr. Corbett, Private Secretary, announcing that the Governor had approved and signed an enrolled resolution, which originated in the Senate, of the following title, viz:

Resolution fixing the time for holding the election of the Warden of the Penitentiary.

Mr. Carpenter moved to reconsider the vote by which the Senate had passed a bill, entitled

An act to amend an act, entitled "An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts," approved April 15th, 1880.

Which motion was simply entered.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Clarke, from the Committee on General Statutes—

A bill to amend section 1, article 1, and section 2, article 3, of chapter 62, of the General Statutes.

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to continue in force chapter 910, approved April 9th, 1878, as applicable to the returns of all elections for taking the sense of the people for calling a Constitutional Convention.

By Mr. Blackburn, from the Committee on Propositions and Grievances—

A bill to incorporate the Farmers' Mutual Aid Association, of Mason county.

By Mr. Carpenter, from the Committee on General Statutes—

A bill to amend an act, entitled "An act to prevent the destruction of fish in the waters of Dix river and Hanging Fork," approved March 3d, 1880.

By same—

A bill to prevent illegal compensation to officers of corporations and to other persons holding or controlling trust funds.

By Mr. Clarke, from the Committee on General Statutes—

A bill to incorporate the Falmouth, Chipman Hall, and Williamstown Turnpike Road Company.

By Mr. Berry, from the Committee on General Statutes—

A bill for the benefit of Guy Barrett, of Frankfort, Kentucky.

By Mr. Gathright, from the Committee on Internal Improvement—

A bill to amend an act, entitled "An act to repeal certain acts and parts of acts concerning the sealer of weights and measures."

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

A bill to amend an act, entitled "An act to incorporate the Confederate Soldiers' Home and Orphan Asylum."

By Mr. Skiles, from the Committee on the Judiciary—

A bill to amend an act dividing the State into eighteen judicial districts.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last named bill was placed in the orders of the day, and all the others were severally ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. George, leave of absence, indefinitely, was granted Mr. Willingham.

The Senate took up for consideration a message in writing received from the Governor on yesterday, nominating Commissioners to select a site, &c., for a Branch Penitentiary.

[*For said message—see Journal of yesterday.*]

The question was then taken, "Will the Senate advise and consent to said nominations?" and it was decided in the affirmative.

The Senate resumed the consideration of the unfinished report of yesterday, from the Committee on the Judiciary, being a resolution, which originated in the House of Representatives, entitled

Resolution of thanks to Hon. Thomas Turner.

Mr. P. P. Johnston moved to commit said resolution to the Committee on Federal Relations.

And the question being taken thereon, it was decided in the negative.

Mr. Hays moved an amendment as a substitute for said resolution.

Which was adopted.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

Mr. Berry, from the Committee on General Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend the charter of the city of Covington,

Reported the same without amendment.

Mr. Foote moved an amendment as a substitute for said bill.

Which was twice read and adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, May 3, 1880.

Hon. JAS. E. CANTRILL, *Speaker of the Senate:*

I return you a bill, entitled "An act for the benefit of ferry-keepers of Breckinridge, Hancock, and Greenup counties."

This bill, in my judgment, is repugnant to all the laws of social intercourse, hospitality, and neighborly courtesy, and is also a palpable infringement of the immemorial rights of private individuals. The bill, stripped of all surplusage, amounts simply to this: That no persons in the three counties named, although they may own a skiff, canoe, or other boat, shall take any person or thing across the Ohio river, unless it be members of their family or something belonging to them, without incurring heavy fines and penalties, if they chance to live within one mile of a ferry.

It often happens that a gentleman living on the banks of the Ohio may have visitors and friends at his house, and it seems to me strange, indeed, that such a man should be subject to the pains and penalties of the law, because, forsooth, he dared to take these friends or neighbors across the Ohio river in his own boat—it may be to take a hunt, to go fishing, or for any social and neighborly excursion of pleasure whatever. It occurs to me that it would be equally just to say that no gentleman should lend his friend or neighbor a horse, or let him ride in his carriage, because he lived within one mile of a livery stable, for fear that he might thereby injure the business of its keeper. In my opinion, persons who own a boat have an undoubted and inherent right, when they do so without fee or reward, to take a friend or guest or neighbor across the Ohio river, although they may chance to live within one mile of a ferry, without begging the permission of the ferryman to do so. We should ever be careful how we infringe upon the long-established and immemorial rights of private individuals.

It may be urged that this is a local bill, as it only applies to three counties, but I believe that the rights of no single individual, in any single county, should be trampled on even by a local bill. Of all legisla-

tion, this is the most insidious and dangerous. Members, although representing the whole State, dislike to interfere with the wishes of a member from a particular district, and thus it has happened that sometimes most objectionable bills have been passed when only read by their titles, which would even scarcely have been considered if made to apply to the whole State. I consider it my duty to object to the passage of a bill, if it only applies to a single county, if I believe it subversive of the public interest, and the undoubted and immemorial rights of a single individual, however lowly may be his station. With these remarks, I return you the bill with my objections to its passage.

Respectfully,

LUKE P. BLACKBURN, *Governor.*

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That no person shall ferry or transport any other person, except members of their own family, or things of their own, across the Ohio river, at said point, or within one mile thereof, unless the ferry owner and keeper thereat shall neglect or refuse to ferry such person or property when called upon so to do, or shall be absent and cannot do so when desired.

§ 2. That if any person shall ferry or transport any person or thing across the Ohio river at said point unless as aforesaid, it shall be *prima facie* evidence that the same was done for reward, and in violation of this act and the law as now provided in chapter forty-two of the General Statutes; and the person so offending shall be subject to such fine or penalty and convicted as therein provided.

§ 3. This act shall only apply to the ferries of Hancock and Breckinridge and Greenup counties.

§ 4. This act shall take effect and be in force from its passage.

The question was then taken "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

In the affirmative—Geo. T. Halbert—1.

Those who voted in the negative, were—

J. H. Bruce,	Thomas Johnson,	Clifton J. Pratt,
M. T. Carpenter,	T. J. McElrath,	John W. Rowlett,
A. R. Clarke,	R. I. McQuiddy,	James Shackleford,
Attila Cox,	Thos. J. Megibben,	H. H. Skiles,
W. H. Frederick,	D. G. Mitchell,	Ishmael H. Smith,
John T. Gathright,	W. O. Mize,	Richard J. White,
Henry George,	David R. Murray,	J. H. Wilkinson—22.
R. G. Hays,		

So the bill was rejected, and the Governor sustained in his veto.

Mr. Murray moved the following resolution, viz:

Resolved, That the Public Printer be, and is hereby, directed to forward to each member of the Senate and the officers thereof such sheets of the Journal as may not have been printed and delivered at the time of the

adjournment of the Legislature, together with a synopsis of the general and the titles of the local acts passed at the present session, on which the postage is to be paid; one hundred copies of said synopsis of the acts to be forwarded to each member of the Senate and its officers.

Which was twice read and adopted.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hays, from the Committee on Finance—

An act to declare Rock House Fork of Big creek, in Pike county, a navigable stream.

By Mr. Murray, from the Committee on Courts of Justice—

An act to regulate the time of holding the Breathitt and Leslie circuit courts for the summer term, 1880.

By Mr. Gathright, from the Committee on Internal Improvement—

An act to authorize turnpike roads to make certain contracts with each other.

By Mr. Skiles, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott," approved February 6th, 1874.

By Mr. Clarke, from the Committee on Military Affairs—

An act to amend an act, entitled "An act to prevent stock from running at large in Boone county," which was approved 18th February, 1876.

By Mr. Bruce, from the Committee on Railroads—

An act to incorporate the Kentucky Contract Company.

By Mr. Carpenter, from the Committee on General Statutes—

An act to incorporate the Van Buren and Chaplin Turnpike Road Company.

By Mr. Clarke, from the Committee on Military Affairs—

An act to amend an act, entitled "An act relating to opening and repairing roads in Boone county," approved January 29th, 1874.

By Mr. P. P. Johnston, from the Committee on Claims—

An act to limit the allowance for the sustenance and support of idiots, lunatics, &c.

By Mr. Edwards, from the Committee on the Judiciary—

An act to empower Logan county to retire the bonded indebtedness of the said county at or before maturity, to create a sinking

fund, to provide for a commissioner of the sinking fund and a collector of taxes levied, and to prescribe the duties and powers of said officers.

With an amendment to the last named bill.

Which was twice read and adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bruce, from the Committee on Banks and Insurance, to whom was referred a bill from the House of Representatives, entitled

An act to amend section 15 of the charter of the Farmers' Bank of Kentucky,

Reported the same, with the expression of opinion that said bill ought not to pass.

Mr. Clarke moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on ordering said bill to a third reading, the opinion of the committee to the contrary notwithstanding, and it was decided in the affirmative, by the casting vote of the Speaker, Hon. Jas. E. Cantrill.

The yeas and nays being required thereon by Messrs. Adair and Hill, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Geo. T. Halbert,	John W. Rowlett,
Alex. E. Adams,	Samuel E. Hill,	Jas. Shackleford,
Charles D. Foote,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	W. O Mize,	Richard J. White,
John T. Gathright,	Clifton J. Pratt,	Jas. E. Cantrill—16.
Henry George,		

Those who voted in the negative, were—

Albert S. Berry,	George T. Edwards,	R. I McQuiddy,
James Blackburn,	C. W. Gilmore,	Thos. J. Megibben,
J. H. Bruce,	Clinton Griffith,	David R. Murray,
M. T. Carpenter,	R. G. Hays,	H. H. Skiles,
A. R. Clarke,	T. J McElrath,	J. H. Wilkinson—15.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section fifteen of the charter of the Farmers' Bank of Kentucky be amended by adding after the word "bonus," and before the word "pro-

vided," in the seventh line of said section, the following words: "except the real estate owned and held by said bank, which real estate, whether held as stock or otherwise, shall be subject to the same taxes for county and municipal purposes as other real estate owned and held by individuals."

§ 2. This act shall only apply to the real estate owned by said bank in Henderson county.

§ 3. This act shall take effect from the first day of June, 1880.

Mr. Adair moved that the further consideration of said bill be postponed until to-morrow, at 10½ o'clock, A. M.

Which motion was adopted.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had disagreed to a bill, which originated in the House of Representatives, entitled

An act to amend section 1, of article 21, of chapter 28, of the General Statutes.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The vote dispensing with the third reading of said bill, as also that ordering it to be read a third time, were reconsidered.

Mr. P. P. Johnston then moved an amendment to said bill.

Pending the consideration of which, Mr. Halbert moved to recommit said bill and pending amendment to the Committee on General Statutes.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Adair and P. P. Johnston, were as follows, viz :

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	Thos. J. Megibben,
James Blackburn,	Geo. T. Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	John W. Rowlett,
Chas. D. Foote,	Sam. E. Hill,	H. H. Skiles,
John T. Gathright,	P. P. Johnston,	J. H. Wilkinson—15.

Those who voted in the negative were—

Cromwell Adair,	Clinton Griffith,	David R. Murray,
Albert S. Berry,	Thomas Johnson,	Ishmael H. Smith,
W. H. Frederick,	D. G. Mitchell,	Richard J. White—9.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz :

An act to amend an act, entitled "An act authorizing the county judge of Rockcastle county to issue bonds and fund the county debt

at a less rate per cent., known as the court-house bonds of said county."

An act to continue in force chapter 910, approved April 9th, 1878, as applicable to the returns of all elections for taking the sense of the people for calling a Constitutional Convention.

An act to incorporate the Terry Coal and Railroad Company.

An act to change and fix the time of holding the circuit courts in the 1st judicial district.

An act to amend an act, entitled "An act declaring it a misdemeanor for any person to use abusive or insulting language in the presence of another, intending thereby to insult such other person or persons, with the intention to provoke an assault," approved March 24, 1880.

The Senate took up for consideration the amendment proposed by the House of Representatives to the amendment proposed by the Senate to a bill, which originated in the House of Representatives, entitled

An act to amend chapter 66, article 2, of General Statutes, title "Landlord and Tenant," to apply to the counties of Daviess, Hancock, and McLean.

And the question being taken on concurring in the adoption of said amendment, it was decided in the affirmative.

Mr. Halbert, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to provide for the settlement of the accounts of J. W. South, deceased, late Keeper of the Penitentiary,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Commissioners of the Sinking Fund are hereby directed to make a settlement of the accounts of J. W. South, deceased, late Keeper of the Penitentiary, as directed by the provisions of chapter 85 of the General Statutes, applicable to such settlement.

§ 2. And for the purpose of making a full and final settlement of all accounts, and all matters and things growing out of the election and qualification of said South as Keeper of the Penitentiary, under his last election, said Commissioners of the Sinking Fund are hereby directed to credit the legal representatives of the said South with the sum of thirteen thousand five hundred dollars, being the amount of rent of the Penitentiary accrued from the first day of March, 1879, the commencement of the term of said South as Keeper, up to the fifteenth day of April, 1880, the date of his death: *Provided*, That this credit is to be given only upon the condition that the said legal representatives of the said South shall file

with said Commissioners a written acceptance of the provisions of this act, containing a full release and discharge of the Commonwealth of Kentucky from all claims and demands, held or claimed to be held by the said legal representatives of the said South, against the Commonwealth of Kentucky, growing out of his said last election and qualification as Keeper of the Penitentiary, and also a release of all other claims or demands held or claimed to be held by them against the said Commonwealth, outside of and independent of the claims asserted by the said South in the suit now pending in the Court of Appeals, between the said Commonwealth and the said South: *And provided further*, That the said legal representatives shall, before the giving of the said credit of $13,500, surrender to the said Commissioners, or to the Warden of the Penitentiary, the full and entire possession of the said Penitentiary, and all the convicts therein or belonging thereto, and all the property therein belonging to the said Commonwealth, together with the residence and all appurtenances belonging thereto, the property of the said Commonwealth lately occupied by the said South. And it is hereby declared, that it is intended that the settlement hereby and hereinbefore authorized, shall be a full, complete, and final settlement of all accounts and of all matters and things between the Commonwealth of Kentucky and the said South or his legal representatives outside of the claims, matters, and things involved in the suit now pending in the Court of Appeals between the said Commonwealth and the said South.

§ 3. This act shall be in force from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Alex. E. Adams,	C. W. Gilmore,	R. I. McQuiddy,
Albert S. Berry,	Clint. Griffith,	Thos. J. Megibben,
James Blackburn,	George T. Halbert,	D. G. Mitchell,
M. T. Carpenter,	R. G. Hays,	W. O. Mize,
A. R. Clarke,	Sam. E. Hill,	David R. Murray,
Attila Cox,	Thomas Johnson,	John W. Rowlett,
Charles D. Foote,	P. P. Johnston,	Jas. Shackleford,
W. H. Frederick,	T. J. McElrath,	H. H. Skiles—25.
John T. Gathright,		

Those who voted in the negative, were—

J. H. Bruce,	Ishmael H. Smith,	Richard J. White—4.
Clifton J. Pratt,		

Resolved, That the title of said bill be as aforesaid.

Mr. Berry, from the Committee on Penitentiary, to whom was referred a bill from the House of Representatives, entitled

An act directing the Auditor to draw his warrant on the Treasurer for the payment of certain expenses incurred in the investigation by the Special Committee of the Senate on treatment of Prisor, and in relation to the Penitentiary,

Reported the same with an amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Len G. Faxon, clerk and sergeant at-arms of the special committee of the Senate to investigate the Kentucky Penitentiary, the treatment of the convicts, etc., be allowed the sum of one hundred and ninety-two dollars for forty-eight days' services; and there is allowed to the following persons the amounts set opposite their respective names as witnesses for their attendance, and giving testimony upon the questions submitted to said committee: T. S. Bronston, mileage from Richmond and one day's attendance, $9; H. P. McDonald, one day's attendance, $1; D. P. Thompson, one day's attendance, $1; Alex. Brawner, one day's attendance, $1; Price Williams, one day's attendance, $1; Chas. Norwood, one day's attendance, $1; H. P. Williams, one day's attendance, $1; John Hockersmith, four days' attendance, $4; John Kirtley, four days' attendance, $4; Jas. Adams, nine days' attendance, $9; Walter Pierce, one day's attendance, $1; Jas. B. McCreary, mileage and attendance, $9 10; Dr. Phythian, two days' attendance, $2; J. P. Pryor, one day's attendance, $1; Dr. Rodman, two days' attendance, $2; Dr. Duvall, one days' attendance, $1; A. D. Tyson, one day's attendance, $1; Daniel Glanton, one day's attendance, $1; Alex. Grant, two days' attendance, $2; J. W. Lawson, one day's attendance, $1; John C. Norvell, one day's attendance, $1; Dr. Willis Green, two days' attendance, $2; G. H. Robinson, four days' attendance, $4; E. Whitesides, one day's attendance, $1; H. I. Todd, one days' attendance, $1; L. Tobin, one day's attendance, $1; Geo. B. Macklin, one day's attendance, $1; Sam. South, two days' attendance, $2; J. W. South, one day's attendance, $1; W. T. B. South, one day's attendance, $1; George Graham, two days' attendance, $2; and the Auditor is directed to draw his warrant on the Treasurer for the above amounts in favor of the parties therein named.

§ 2. This act shall take effect from its passage.

The amendment proposed by the committee reads as follows, viz:

Amend so as to read "three hundred and ten dollars ($310)," instead of "one hundred and ninety-two dollars."

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. Adair moved the following amendment to said bill, viz:

Strike out the words "($310) three hundred and ten dollars," and insert in lieu thereof "two hundred and forty dollars."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Henry George,	David R. Murray,
Albert S. Berry,	Clint. Griffith,	Clifton J. Pratt,
J. H. Bruce,	George T. Halbert,	John W. Rowlett,
M. T. Carpenter,	R. G. Hays,	Jas. Shackleford,
Attila Cox,	T. J. McElrath,	H. H. Skiles,
Geo. T. Edwards,	R. I. McQuiddy,	Ishmael H. Smith,
Charles D. Foote,	Thos. J. Megibben,	Richard J. White,
W. H. Frederick,	W. O. Mize,	J. H. Wilkinson—25.
John T. Gathright,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The hour of 3 o'clock, P. M., having arrived, a message was received from the House of Representatives, announcing that they were now ready to proceed to the execution of the joint order of the day.

Messrs. P. P. Johnston and Murray were appointed a committee to notify the House of Representatives that they were now ready to proceed to the execution of the joint order of the day.

In pursuance of the execution of the joint order of the day, viz: the election of the Warden of the Penitentiary, the Senators repaired to the Hall of the House of Representatives. The Speaker of the Senate assumed the chair, and called the Joint Assembly to order.

The Speaker of the Senate and presiding officer of the Joint Assembly then announced that nominations for the position of Warden of the Penitentiary were now in order.

Whereupon, Mr. Representative Meriwether nominated W. S. Stone, of Daviess county, as a suitable person to fill said position.

Mr. Representative Hawthorne nominated James Saffell, sr., of Franklin county, for the same position.

Mr. Representative White nominated H. I. Todd, of Franklin county, for the same position.

There being no other names in nomination,

The Joint Assembly then proceeded to take a vote, which resulted as follows, viz:

Those who voted for Mr. Stone, were.

Cromwell Adair,	W. F. Barret,	E. J. McDermott,
Albert S. Berry,	A J. Beale,	C. U. McElroy,
James Blackburn,	W. L. Bland,	John G. McGuire,
J. H. Bruce,	I. N. Boone,	Lud. McKay,

M. T. Carpenter,	T. L. Bryan,	David Meriwether,
A. R. Clarke,	R. A. Burnett,	Tipton A. Miller,
Attila Cox,	R. M. Byar,	J. E. Neeley,
Geo. T. Edwards,	B. F. Camp,	John S. Odell,
Charles D. Foote,	Pat. Campion,	W. C. Owens,
W. H. Frederick,	Samuel Carothers,	W. R. Parker,
John T. Gathright,	Reuben Conner,	Edmund Penn,
Henry George,	E. G. Davis,	J. W. Perry,
Clinton Griffith,	B. F. Day,	Thomas R. Phelps,
Geo. T. Halbert,	J. L. Dorsey,	R. R. Pierce,
R. G. Hays,	S. P. Douthitt,	Wm. Points,
Samuel E. Hill,	J. R Duncan,	J. A. Porter,
Thomas Johnson,	John Eaker,	Alson Rawlings,
P. P. Johnston,	G. D. Ewing,	H. C. Rawlings,
C. N. Lewis,	W. B. Fleming,	Crittenden Reeves,
T. J. McElrath,	E. S. Gooch,	B. F. Reynolds,
R. I. McQuiddy,	W. H. Green,	G. N. Robinson,
Thos. J. Megibben,	T. M. Hill,	James H. Rudy,
D. G. Mitchell,	James R. Hindman,	Lewis G. Runyon,
W. O. Mize,	R. P. Hocker,	S. M. Sanders,
David R. Murray,	Lysander Hord,	M. T. Shine,
John W. Rowlett,	S. Z. Hutchison,	John Andrew Steele,
James Shackleford,	Hugh Karins,	U. J. Strader,
H. H. Skiles,	Green R. Keller,	C. M. Vaughan,
Richard J. White,	J. W. Lilly,	J. C. Welch,
J. H. Wilkinson,	John Massey,	Thomas H. Welch,
Mr. Speaker (Bigger),	G. W. McAdams,	Isaac T. Woodson,
Evans D. Allnut,	Clinton McClarty,	R. H. Yantis—96.

Those who voted for Mr. Saffell, were—

Alex. E. Adams,	J. M. Chambers,	Dutton Jones,
Clifton J. Pratt,	Z. T. Cook,	Lewis Jones,
Ishmael H. Smith,	H. C. Eversole,	N. S. Patton,
Jefferson L. Belcher,	John Feland,	J. O. Richards,
J. E. Biggerstaff,	Daniel Harper,	J. T. Tartar,
Jacob S. Bratton,	Jacob Hawthorne,	John D. White—19.
D. J. Burchett,		

For Mr. Todd—Robert A. Cochran—1.

Whereupon, Mr. Stone having received a majority of all the votes cast, was declared duly elected Warden of the Penitentiary for the term prescribed by law.

Mr. Carpenter then moved that the Joint Assembly do now dissolve.

Which motion was adopted.

The Senators then repaired to the Senate Chamber, the Speaker resumed the Chair, and called the Senate to order.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act for the appropriation of money.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the following sums are hereby appropriated to the following named persons, to be paid by the Treasurer out of any money in the Treasury not otherwise appropriated, upon the warrant of the Auditor of Public Accounts:

§ 2. To the ministers of the gospel of Frankfort, $450, to be drawn and distributed among them by W. E. Railey, for their services in opening the two Houses with prayer during the present session.

§ 3. To Philip Selbert, $5, for regulating clocks during the present session.

§ 4. To Sanford Goin, $165, for ice furnished General Assembly during present session.

§ 5. To Jack Glore and Lewis Harris, each $3, for washing towels for General Assembly during present session.

§ 6. To Dennis Griffin, $200, for his services as carpenter for the two Houses and hoisting the flag and repairing same and putting up staff during present session.

§ 7. To Robert Loomis, $2 per day for services at back capitol during present session.

§ 8. To John Pullam, seventy-five cents per day, for wheeling wood and cleaning lower hall during present session.

§ 9. To H. B. Pythian, $3 per day, for extra services in library, attention to committee, &c., during present session.

§ 10. To Lee Buckley, Charles Taylor, and Clarence Kendall, each $10, for preserving House and Senate Journals.

§ 11. To Guy Barrett, $105, for papers furnished General Assembly under resolution of same.

§ 12. To Rodman & Bro., $4 50, for articles furnished General Assembly during present session.

§ 13. To Gray & Rodman, $19 90, for articles furnished House of Representatives during present session.

§ 14. To Marshall & Meagher, $6 15, for articles furnished House of Representatives during present session.

§ 15. To Whiteside & McEwan, for framing lists of standing committees, one dollar.

§ 16. To John H. Stewart, keeper of the cloak-room House of Representatives, one dollar per day during the session, to pay for an assistant.

§ 17. To Ed. Yizer, five dollars, for services in cleaning cloak-room and three days' attendance on same.

§ 18. To W. Heffner, five dollars, for services as page in organizing House of Representatives.

§ 19. To Fletcher Marcum and George T. Halbert, jr., each, for services as pages at beginning of session, twelve days, at two dollars and twenty-five cents each per day; John L. Grant, services as page, two dollars and seventy-five cents, and Ed. Grant, sergeant-at-arms, one day, seven dollars, all in Senate, but not to be paid for said services a second time.

§ 20. To Pat. McDonald, jr., one hundred dollars, for services as page to clerks, &c., during present session.

§ 21. To G. R. Snider, for services in organizing House, ten dollars.

§ 22. To Major, Johnston & Barrett, for furnishing Yeoman daily during session, with report of proceedings, four hundred and fifty dollars.

§ 23. To Frankfort Cemetery Company, one hundred and fifty dollars per annum for two years, payable semi-annually, for improving and taking care of lots owned by the State in said cemetery.

§ 24. To H. P. McDonald & Bro., one hundred and twenty-five dollars, for services in making estimates of cost and diagram for Branch Penitentiary, done by order of the Penitentiary Joint Committee.

§ 25. To the chief clerks of the Senate and House of Representatives, such sums as they may each certify to the Auditor as paid by them for enrolling bills and resolutions during the present session, not exceeding twenty-five cents per page.

§ 26. To the chief clerks of the Senate and House of Representatives, for the benefit of such persons as acted during the sickness and inability of either the chief or assistant clerks of their respective bodies, such sums as may be certified to the Auditor by said chief clerks, at the rate of five dollars per day.

§ 27. To the chief clerk and assistant clerk of the House, one hundred dollars each, and to the chief clerk and assistant clerk of the Senate, thirty-eight dollars each, for keeping the accounts and issuing to the members of the House and the Senate.

§ 28. To W. G. Thompson, five dollars, for serving as door-keeper of the House during the opening and organization of the House of Representatives present session.

§ 29. To Thomas J. Harris, ten dollars, for services rendered in opening House of Representatives present session.

§ 30. To T. B. Ford, assistant enrolling clerk of the House of Representatives, six dollars per day from and including the 19th day of April, 1880, until the close of the session.

§ 31. To W. E. Monroe, assistant enrolling clerk of the Senate, six dollars per day from and including the 20th day of April until the close of the session.

§ 32. To Lewis Harris, for services rendered in Senate chamber and cloak room, the sum of five dollars.

§ 33. This act shall take effect from and after its passage.

Mr. Skiles moved that said bill be considered by sections.

Which motion was adopted.

The first, second, and third sections were adopted.

Mr. Skiles moved to amend the fourth section by striking out the words "one hundred and sixty-five," and inserting in lieu thereof the word "eighty."

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

Geo. T. Edwards,	Thomas Johnson,	H. H. Skiles,
George T. Halbert,	W. O. Mize,	J. H. Wilkinson—8.
R. G. Hays,	David R. Murray,	

Those who voted in the negative, were—

Cromwell Adair,	W. H. Frederick,	Thos. J. Megibben,
Albert S. Berry,	John T. Gathright,	D. G. Mitchell,
James Blackburn,	Henry George,	Clifton J. Pratt,
J. H. Bruce,	Clint. Griffith,	John W. Rowlett,

M. T. Carpenter,	P. P. Johnston,	Jas. Shackleford,
A. R. Clarke,	T. J. McElrath	Ishmael H. Smith,
Attila Cox,	R. I. McQuiddy,	Richard J. White—22.
Charles D. Foote,		

The question was then taken upon the adoption of the fourth section of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	W. H. Frederick,	D. G. Mitchell,
James Blackburn,	John T. Gathright,	W. O. Mize,
J. H. Bruce,	Henry George,	Jas. Shackleford,
A. R. Clarke,	P. P. Johnston,	Richard J. White—14.
Chas. D. Foote,	R. I. McQuiddy,	

Those who voted in the negative, were—

Cromwell Adair,	R. G. Hays,	H. H. Skiles,
M. T. Carpenter,	Thos. Johnson,	Ishmael H. Smith,
Geo. T. Edwards,	David R. Murray,	J. H. Wilkinson—11.
Clinton Griffith,	John W. Rowlett,	

The fifth section was adopted.

Mr. Skiles moved to amend the 6th section of said bill by striking out the words "two hundred," where they occur therein, and inserting in lieu thereof the word "fifty."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the sixth section of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Skiles and Hays, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	R. I. McQuiddy,
Albert S. Berry,	Henry George,	Thos. J. Megibben,
James Blackburn,	Clint. Griffith,	D. G. Mitchell,
M. T. Carpenter,	George T. Halbert,	John W. Rowlett,
A. R. Clarke,	Thomas Johnson,	Jas. Shackleford,
Attila Cox,	P. P. Johnston,	Richard J. White,
Charles D. Foote,	T. J. McElrath,	J. H. Wilkinson—22.
W. H. Frederick,		

Those who voted in the negative, were—

J. H. Bruce,	R G. Hays,	H. H. Skiles,
Geo. T. Edwards,	Clifton J. Pratt,	Ishmael H. Smith—6.

Mr. Skiles moved to amend the seventh section of said bill by striking out the word "two," where it occurs therein, and inserting in lieu thereof the word "one."

And the question being taken thereon, it was decided in the negative.

Mr. Hays moved to amend the seventh section of said bill by striking out the words "two dollars," where they occur therein, and inserting in lieu thereof the words "one dollar and fifty cents."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Skiles, were as follows, viz:

Those who voted in the affirmative, were--

Cromwell Adair,	R. G. Hays,	Ishmael H. Smith,
M. T. Carpenter,	R. I. McQuiddy,	Richard J. White,
Attila Cox,	Clifton J. Pratt,	J. H. Wilkinson—11.
John T. Gathright,	John W. Rowlett,	

Those who voted in the negative, were—

Albert S. Berry,	Henry George,	Thomas J. Megibben,
James Blackburn,	Clint. Griffith,	D. G. Mitchell,
A. R. Clarke,	George T. Halbert,	W. O. Mize,
Charles D. Foote,	Thomas Johnson,	David R. Murray,
W. H. Frederick,	P. P. Johnston,	Jas. Shackleford—15.

The question was then taken upon the adoption of said section, and it was decided in the affirmative.

The eighth and ninth sections were adopted.

Mr. Skiles moved to amend said bill by striking out the tenth section thereof.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Foote, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	Clifton J. Pratt,
James Blackburn,	George T. Halbert,	John Walter Rowlett,
J. H. Bruce,	P. P. Johnston,	H. H. Skiles,
M. T. Carpenter,	R. I. McQuiddy,	Ishmael H. Smith,
A. R. Clarke,	W. O. Mize,	Richard J. White,
Geo. T. Edwards,	David R. Murray,	J. H. Wilkinson—18.

Those who voted in the negative, were—

Attila Cox,	R. G. Hays,	Thos. J. Megibben,
Charles D. Foote,	Thomas Johnson,	D. G. Mitchell,
W. H. Frederick,	T. J. McElrath,	Jas. Shackleford—10.
Henry George,		

Mr. White moved to amend said bill by striking out the eleventh section thereof.

And the question being taken thereon, it was decided in the affirmative.

The 12th, 13th, 14th, 15th, 16th, 17th, 18th, and 19th sections were adopted.

Mr. Skiles moved to amend said bill by striking out the 20th section thereof.

And the question being taken thereon, it was decided in the negative.

The question was then taken upon the adoption of said section, and it was decided in the affirmative.

Section 21st was adopted.

The question was then taken upon the adoption of the 22d section, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Hays and Skiles, were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Henry George,	Thos. J. Megibben,
James Blackburn,	Clint. Griffith,	D. G. Mitchell,
J. H. Bruce,	George T. Halbert,	David R. Murray,
M. T. Carpenter,	R. G. Hays,	John W. Rowlett,
Attila Cox,	P. P. Johnston,	James Shackleford,
Charles D. Foote,	T. J. McElrath,	H. H. Skiles,
W. H. Frederick,	R. I. McQuiddy,	J. H. Wilkinson—22.
John T. Gathright,		

Those who voted in the negative, were—

Cromwell Adair,	W. O. Mize,	Richard J. White—5.
Geo. T. Edwards,	Ishmael H. Smith,	

The 23d, 24th, and 25th sections were adopted.

Mr. Adair moved to amend the 26th section by striking out the words, "and inability" where they occur therein.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken upon the adoption of said section, as amended, and it was decided in the affirmative.

Mr. Adair moved to amend said bill by striking out the 27th section.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Adair and Bruce, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	Geo. T. Halbert,	H. H. Skiles,
James Blackburn,	W. O Mize,	Ishmael H. Smith,

J. H. Bruce,	Clifton J. Pratt,	Richard J. White.
Geo. T. Edwards,	John Walter Rowlett,	J. H. Wilkinson—12.

Those who voted in the negative, were—

Albert S. Berry,	Henry George,	Thos. J. Megibben,
M. T. Carpenter,	R. G. Hays,	D. G. Mitchell,
Charles D. Foote,	T. J. McElrath,	David R. Murray,
W. H. Frederick,	R. I. McQuiddy,	Jas. Shackleford—13.
John T. Gathright,		

The question was then taken on the adoption of said section, and it was decided in the affirmative.

Mr. P. P. Johnston moved to amend said bill by adding to the twenty-eighth section thereof the following, viz:

And to Madison C. Johnson, R. S. Bullock, and W. V. Cromwell, each paid $8 60, being the expenses incurred by them in attending legislative committees on behalf of the State in the matter of the Chevis claim.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken upon the adoption of the twenty-eighth section, as amended, and it was decided in the affirmative.

The twenty-ninth, thirtieth, thirty-first, thirty-second, and thirty-third sections were adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution were as follows, viz:

Those who voted in the affirmative, were—

Albert S. Berry,	Henry George,	D. G. Mitchell,
J. H. Bruce,	George T. Halbert,	W. O. Mize,
M. T. Carpenter,	R. G. Hays,	David R. Murray,
Attila Cox,	Thomas Johnson,	John W. Rowlett,
Charles D. Foote,	T. J. McElrath,	James Shackleford,
W. H. Frederick,	R. I. McQuiddy,	H. H. Skiles—20.
John T. Gathright,	Thos. J. Megibben,	

Those who voted in the negative, were—

Cromwell Adair,	Clifton J. Pratt,	Richard J. White,
Geo. T. Edwards,	Ishmael H. Smith,	J. H. Wilkinson—6.

Resolved, That the title of said bill be as aforesaid.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed en-

rolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act for the benefit of the Agricultural Bureau of the Commonwealth of Kentucky.

An act to prevent unlawful charges for transportation of freight by railroad companies.

An act to amend an act, entitled "An act in relation to the militia of this Commonwealth, and the re-organization of the Kentucky State Guard," approved April 8th, 1878.

An act to protect the Treasury from the payment of fraudulent claims.

An act for the benefit of Henry Fields, of Perry county.

An act to amend section 8, article 13, chapter 38, title "Executions," of the General Statutes.

An act to regulate the jurisdiction of the Butler circuit court in common law actions.

An act to amend chapter 807, Acts of 1878, approved April 5th, 1878.

An act to amend an act, entitled "An act to authorize the Fayette county court to issue the bonds of said county, the proceeds to be used for the purchase of lands or the erection of buildings for the use of the Agricultural and Mechanical College of Kentucky," approved January 24, 1880, by adding to the title of said act the words, "and to provide for the payment of said bonds."

An act to provide for the fitting up and furnishing certain rooms in the building known as the Fire-proof Public Offices.

An act to amend an act, entitled "An act to amend the charter of the Shelby Railroad, and to authorize certain counties to take stock in the same," approved February 3d, 1869.

An act to incorporate the Carrollton and Worthville Telephone Company.

An act to amend an act, entitled "An act relating to the Henry, Oldham, and Jefferson Turnpike Road Company," approved February 20th, 1878.

An act to amend an act, entitled "An act to incorporate the Louisville Board of Trade."

An act to amend an act to incorporate the Steele's Turnpike Road Company, approved March 28, 1872.

An act to incorporate the Bransford Draining Company, in Daviess county.

An act to amend an act, entitled "An act to amend an act to amend and reduce into one the several acts in relation to the town of Danville," approved on the 10th day of March, 1873, which act was approved on the 24th day of April, 1880.

An act to regulate the sale of poisons in this Commonwealth.

An act in relation to the Green and Barren River Line of Navigation.

An act to authorize certain officers to execute process and collect executions in Union county.

An act in relation to the Reporter of the Court of Appeals.

An act for the benefit of Moses Herrell, of Ohio county.

An act for the benefit of Joseph T. Benton, of Ohio county.

An act to incorporate the Louisville and Jeffersonville Bridge Company.

An act to incorporate the American Commercial Company.

An act to amend an act, entitled "An act to amend and reduce into one the several acts organizing and regulating the lunatic asylums of this State," approved March 20th, 1876, and the acts amendatory thereof.

Resolution in relation to the election of Warden of the Penitentiary.

Resolution in relation to final adjournment.

And then the Senate adjourned.

THURSDAY, MAY 6, 1880.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Thos. Hunt.

An act to legalize the orders and proceedings of the Lagrange police court.

An act to amend section 22 of an act, entitled "An act to amend an act to incorporate the town of Sharpsburg, Bath county," approved March 6th, 1876.

An act to incorporate the town of Sadieville, in Scott county.

An act to amend an act, entitled "An act to amend an act giving the trustees of common school district in Catlettsburg the right to levy a tax for two years to build a school-house in said district, approved March 5th, 1872, and to establish a public school in the town of Catlettsburg, approved March 16th, 1873."

An act to authorize the voters of Trimble county to vote a tax for turnpike purposes.

An act to authorize the sheriff or any collector of taxes, and the several constables of Henderson county, to collect the unpaid State revenue and county levies for the years 1875, 1876, 1877, and 1878.

An act to regulate the advertising of real estate and personal property under execution sales, sales under decrees or judgments, and sales of real estate for State and county taxes, in Boyd county, and fixing the compensation therefor.

An act to amend an act incorporating the town of Summerville.

An act for the benefit of Edward Costello and James W. Ingles, superintendent of poor-house, Bourbon county.

An act to amend an act, entitled "An act to renew and amend the charter of the Camdenville and Van Buren Turnpike Road," approved April 22, 1880, changing the title of said act, and legalizing the subscription of the Anderson county court to the capital stock of the company thereby and hereby created.

An act to incorporate the Henderson and Southwestern Narrow-gauge Railroad Company.

An act to charter the Williamstown and Dowdsville Turnpike Road Company, in Grant county.

An act to incorporate the Carlisle, Miller's Station, and Brushy Fork Turnpike Road Company, in Nicholas county.

An act to incorporate the Bracken Creek Turnpike Road Company, in Bracken county.

An act to incorporate the Greensburg Bridge Company,

An act to incorporate the town of Central Covington, Kenton county.

An act to amend section 19, chapter 42, General Statutes, title "Ferries."

An act to incorporate the Lenoxburg and Pribble's Cross Roads Turnpike Company, in Pendleton county.

An act to incorporate the Frenchburg Deposit Bank.

An act to incorporate the Falmouth and Lenoxburg Turnpike Road Company.

An act to incorporate the Wyoming and East Fork Turnpike Road Company.

An act to incorporate Frankfort Coal and Iron Mining, Oil, Salt, and Timber Company.

An act to empower the county court of Grant county to make subscriptions to the capital stock of turnpike roads in said county.

An act to incorporate the Sharpsburg and Henry's Mill Turnpike Road Company.

An act to incorporate the Owenton, Pleasant Ridge, and Williamstown Turnpike Road Company, in Owen county.

An act prescribing a penalty on the Mount Sterling and Maysville Turnpike Road Company for the collection of illegal toll.

An act for the benefit of Wm. Brockman, of Louisville.

An act to incorporate the Guthrie City and Elkton Turnpike Road Company.

An act for the benefit of Enoch Wilson, committee for Biddy Wilson, a pauper lunatic of Knox county.

An act for the benefit of school district No. 32, in Owen county.

An act to amend an act, entitled "An act to authorize the voters of Lagrange and Westport voting precincts, in Oldham county, to vote a tax for the purpose of building turnpike roads in said precincts."

An act for the benefit of W. H. Fitzpatrick, late sheriff of Floyd county.

An act to create a lien on steam-boats and other water-crafts in favor of employes, mechanics, tradesmen, and others doing work on, or furnishing materials and supplies to, steam-boats and other water-crafts, and in favor of persons and property injured by the willful or negligent conduct of persons in the employ of such steam-boats and other water-crafts.

An act for the benefit of school district No. 24, in Lincoln county.

An act in relation to the Louisville Evening Post, a newspaper published in the city of Louisville, and legalizing certain advertisements, publications, and notices in same.

An act for the benefit of common schools in Mason county.

An act to prevent the sale of spirituous, vinous, or malt liquors within two miles of Yost Chapel, in Logan county.

An act to amend the charter of the Cumberland and Ohio Railroad.

An act for the benefit of John W. Suddarth.

An act to amend section 25, article 1, of chapter 94, of the General Statutes, title "Roads and Passways."

An act to amend section 757 of an act regulating practice in civil cases.

An act for the benefit of the Attorney General of this Commonwealth.

An act to amend the Code of Practice in civil cases.

An act to extend and regulate the civil jurisdiction of quarterly courts of Owen county.

An act to amend an act, entitled "An act to prevent stock from running at large in Boone county," approved February 18th, 1876.

An act for the benefit of John Followay, a pauper idiot of Daviess county.

An act to amend an act, entitled "An act to incorporate the Carlisle and Mt. Sterling Turnpike Road Company," approved January 14, 1870.

An act to incorporate the Salt Lick Bridge and White Sulphur Springs Turnpike Road Company, in Bath county.

An act empowering the Oldham court of claims to sell the old court-house at Westport.

An act for the benefit of Wm. Combs and W. J. Boone.

An act to close an alley and extend Hill street, in the town of London, Laurel county.

An act to amend an act, entitled "An act to incorporate the Augusta and Foster Turnpike Road Company, in Bracken county," approved January 17th, 1880.

An act to amend chapter 70 of the General Statutes, entitled "Liens of Mechanics, Laborers, and Material Men."

An act to amend the charter of the Shelby Railroad.

An act to incorporate a turnpike road company to construct a road from Campbellsville, via Elkton, to Mannville.

An act to incorporate the Falmouth and Berryville Turnpike Road Company.

An act to amend the charter of the city of Hopkinsville.

An act for the benefit of James F. West.

An act to fix the terms of the Christian quarterly court.

An act for the benefit of the Paducah and North Ballard Gravel Road Company and its branches.

An act for the benefit of the heirs of W. R. Morgan, deceased, late sheriff of Trimble county.

An act to amend chapter 67, General Statutes.

An act amending the charter of the city of Maysville.

An act to amend an act, entitled "An act to re-district the State of Kentucky into eighteen circuit court districts, and to abolish certain courts therein," approved April, 1880.

An act to amend section 2, article 4, chapter 18, General Statutes.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to authorize the Owen county court to issue bonds to pay off its indebtedness, and to provide for the payment thereof," approved January 27th, 1880.

An act to amend an act, entitled "An act to repeal certain acts and parts of acts concerning the sealer of weights and measures."

That they had disagreed to bills, which originated in the Senate, of the following titles, viz:

An act authorizing and directing the sale of the house and grounds situated in Frankfort known as the Governor's Mansion.

An act for the benefit of Guy Barrett, of Franklin county.

That they had concurred in amendments proposed by the Senate to bills, which originated in the House of Representatives, of the following titles, viz:

An act directing the Auditor to draw his warrant on the Treasurer for the payment of certain expenses incurred in the investigation by

the special committee of the Senate on treatment of Prison, and its relation to the Penitentiary.

An act for the appropriation of money.

That they had passed bills of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Ohio Valley Turnpike Road Company, in Bracken county."

An act to incorporate the Huston and Holton Turnpike Road Company, in Bracken county.

An act to amend the several acts relating to the town of Greenville.

An act to amend an act, entitled "An act to protect game and small birds, and punish trespass," approved March 11th, 1876.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Murray moved the following resolution, viz:

WHEREAS, The Hon. J. E. Cantrill has with such uniform impartiality, unremitting patience and kindness, and with such signal ability, presided over the deliberations of the Senate during the session; therefore, be it

Resolved, That the Senate do hereby express its warmest thanks and declare its unlimited confidence in him as a man and officer, and its appreciation of his clearness of thought, ability, and attainments; that this resolution be spread upon the Journal.

Which was unanimously adopted by a rising vote.

Mr. Edwards presented a remonstrance of sundry citizens of Logan county.

Which was received, the reading dispensed with, and referred to the Committee on the Judiciary.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Frederick, from the Committee on Claims—

A bill to amend an act, entitled "An act to amend an act to charter the town of Parkland," approved April 29th, 1880.

By Mr. Hays, from the Committee on Finance—

A bill for the benefit of John Kice and John Schire, of the city of Louisville.

By Mr. Murray, from the Committee on Courts of Justice—

A bill in relation to distress warrants.

By Mr. White, from the Committee on Education—

A bill for the benefit of D. W. McGuire, of Jackson and Rockcastle counties, trustee of school district No. 4.

By Mr. Skiles, from the Committee on the Judiciary—

A bill to incorporate the Three Forks and Kentucky River Coal, Iron, and Manufacturing Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

A bill providing for the registry and returns of births and deaths of this Commonwealth, &c.

By Mr. Skiles, from the Committee on the Judiciary—

A bill to incorporate the North Fork and Kentucky River Coal and Iron Mining and Manufacturing Company.

By Mr. Hays, from the Committee on Finance—

A bill relating to the county roads in Kentucky.

By Mr. Skiles, from the Committee on the Judiciary—

A bill to incorporate the Sturgeon Creek and Kentucky River Coal, Iron, Mining, and Manufacturing Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carpenter, from the Committee on General Statutes, to whom was recommitted a bill, entitled

A bill to amend the laws relating to appeals to the Court of Appeals,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Murray, from the Committee on Courts of Justice, reported a bill, entitled

A bill for the benefit of F. G. Morrison, committee of Elizabeth Smith, of Taylor county.

Which was read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was engrossed and read a third time as follows, viz:

WHEREAS, Elizabeth Smith, of Taylor county, has been adjudged a pauper lunatic by a competent court held in Taylor county on the — day of ——, 1880; and whereas, the proof before said court of inquest showed conclusively that said Elizabeth Smith has been a pauper lunatic for the past six years, and all attempts to get her cared for in the State asylums have failed; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant upon the Treasury in favor of F. G. Morrison, committee of Elizabeth Smith, a pauper lunatic of Taylor county, for the sum of one hundred and fifty dollars.

§ 2. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution were as follows, viz:

Those who voted in the affirmative, were—

J. H. Bruce,	R. G. Hays,	Clifton J. Pratt,
M. T. Carpenter,	P. P. Johnston,	John W. Rowlett,
A. R. Clarke,	T. J. McElrath,	James Shackleford,
Attila Cox,	R. I. McQuiddy,	H. H. Skiles,
Geo. T. Edwards,	D. G. Mitchell,	Richard J. White,
W. H. Frederick,	W. O. Mize,	J. H. Wilkinson—20.
Clinton Griffith,	David R. Murray,	

Those who voted in the negative, were—

Charles D. Foote,	Thos. J. Megibben,	Ishmael H. Smith—4.
Henry George,		

Resolved, That the title of said bill be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Rowlett, from the Committee on Agriculture and Manufactures—

An act to incorporate the Central Kentucky Lumber, Mining, Manufacturing, and Transportation Company.

By Mr. Bruce, from the Committee on Railroads—

An act to amend an act, entitled "An act to amend an act, entitled 'An act to amend the charter of the Clarksville and Princeton Railroad Company,'" approved April 23d, 1873.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to amend an act, entitled "An act to incorporate the Summit Station Turnpike Road Company, in Nicholas county."

By Mr. Bruce, from the Committee on Railroads—

An act to amend an act, entitled "An act to incorporate the Richmond, Irvine and Three Forks Railroad Company."

By Mr. P. P. Johnston, from the Committee on Codes of Practice—

An act to amend an act, entitled "An act to establish a uniform system of common schools for the colored children of this Commonwealth," approved February 4th, 1874.

By Mr. McQuiddy, from the Committee on Library and Public Offices and Buildings—

An act to amend chapter 69 of the General Statutes.

By same—

An act to fix the term of office of the State Librarian.

By Mr. Skiles, from the Committee on the Judiciary—

An act to incorporate the Myra Branch and Kentucky River Coal and Iron Mining, Lumber and Timber Company.

By Mr. Carpenter, from the Committee on General Statutes—

An act to charter the Mike's Branch and Kentucky River Coal and Iron Mining, Oil, Salt, and Timber Company.

By Mr. Mize, from the Committee on Claims—

An act for the benefit of John M. Power, of Magoffin county.

By same—

An act for the benefit of Faush Arnett, sheriff of Magoffin county.

By Mr. McQuiddy, from the Committee on Claims—

An act for the benefit of James Jennings, committee of Nancy Warner, pauper idiot of Mercer county.

By Mr. Hays, from the Committee on Finance—

An act to incorporate the Campbellsville Cemetery Company.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to extend the limits of the city of Frankfort.

By Mr. Hays, from the Committee on Finance—

An act to protect the bridges in Harrison county.

By Mr. Foote, from the Committee on Claims—

An act for the benefit of James Wheeler, of Christian county.

By Mr. Skiles, from the Committee on the Judiciary—

An act dispensing with a jury in forcible entry and detainer where no defense is made by the defendant, or any one for him.

By Mr. Hays, from the Committee on Finance—

An act to regulate the manner in which claims against Carter county are to presented and allowed.

By Mr. Shackleford, from the Committee on Propositions and Grievances—

An act to amend the revenue laws.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be severally read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to establish the Institution for the Education and Training of Feeble-minded Children," approved February 23d, 1874, and the acts amendatory thereof.

The question was taken on concurring in the adoption of the amendment heretofore proposed to said bill, and it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which they had disagreed to a bill, which originated in the House of Representatives, entitled

An act prescribing a reward to persons securing the arrest and conviction of persons guilty of horse or mule-stealing in this Commonwealth.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Mr. Murray, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled

An act to suppress the sale of lottery tickets in this Commonwealth, and to prevent the advertisement of lottery schemes, &c.,

Reported the same without amendment and without expression of opinion.

And the question being taken on dispensing with the rules in order to allow said bill to be read a third time, it was decided in the negative.

The yeas and nays being required thereon by Messrs. George and Foote, were as follows, viz:

Those who voted in the affirmative, were—

A. R. Clarke,	Henry George,	Clifton J. Pratt,
Geo. T. Edwards,	R. I. McQuiddy,	Jas. Shackleford,
Charles D. Foote,	W. O. Mize,	Ishmael H. Smith,
John T. Gathright,	David R. Murray,	J. H. Wilkinson—12.

Those who voted in the negative, were—

Albert S. Berry,	R. G. Hays,	D. G. Mitchell,
M. T. Carpenter,	T. J. McElrath,	H. H. Skiles,
W. H. Frederick,	Thos. J. Megibben,	Richard J. White—10.
Clinton Griffith,		

The Senate took up for consideration the amendments proposed by the House of Representatives to bills which originated in the Senate of the following titles, viz:

An act to amend an act in relation to the town of Carlisle, in Nicholas county, approved March 16, 1876.

An act to amend section 33 of article 2, chapter 39, General Statutes.

The question being severally taken upon concurring in the adoption of said amendments, it was decided in the affirmative.

Mr. Clark withdrew the motions heretofore made by him to reconsider the vote, by which the Senate had passed bills which originated in the House of Representatives of the following titles, viz:

An act, entitled "An act to reduce into one, amend, and digest the acts incorporating the city of Augusta, in Bracken county," approved February 28th, 1876.

An act to empower the Pendleton county court to borrow money for bridge purposes.

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz :

An act to repeal an act, entitled "An act limiting the jurisdiction of the police judge and town marshal of the town of Pikeville, Kentucky, within the corporate limits of said town," approved April 27, 1880;

An act to amend chapter 575, an act, entitled "An act to provide for appointing and electing county commissioners for Kenton county, and defining their duties," approved March 27th, 1880;

An act to amend an act, entitled "An act to incorporate the Confederate Soldiers' Home and Orphans' Asylum;"

An act to authorize the city of Hickman to control its cemetery, and to construct a gravel road thereto;

An act to amend an act, entitled "An act to authorize the Owen county court to issue bonds to pay off its indebtedness, and to provide for the payment thereof," approved January 27, 1880;

An act authorizing process and executions to be directed to the coroner and other officers in Green county in case of vacancy in the office of sheriff;

An act for the benefit of John Barnett, of Washington county;

An act to incorporate the Collinsville Turnpike Road Company;

An act to continue in force chapter 910, approved April 9th, 1878, as applicable to the returns of all elections for taking the sense of the people for calling a Constitutional Convention;

An act to change the time of holding the circuit courts in the first judicial district;

An act to amend an act, entitled "An act declaring it a misdemeanor for any person to use abusive or insulting language in the presence of another, intending thereby to insult such other person or persons, with the intention to provoke an assault," approved March 24, 1880;

An act to amend an act, entitled "An act authorizing the county judge of Rockcastle county to issue bonds and fund the county debt at a less rate per cent., known as the court-house bonds of said county;"

An act for the benefit of Guy Barrett, of Frankfort, Kentucky;

An act to amend an act, entitled "An act to repeal certain acts and parts of acts concerning the sealer of weights and measures;"

An act to extend the time for lodging in the Clerk's Office of the Court of Appeals a certified transcript of the case of the Common-

wealth of Kentucky vs. Sydney Greer, lately pending in the Floyd criminal court;

An act for the benefit of the Cynthiana and Falmouth Turnpike Company;

An act for the benefit of the sheriff of Daviess county;

An act to incorporate the Terry Coal and Railroad Company;

An act to amend article 6, chapter 62, of the General Statutes;

An act to amend the several acts in relation to the town of Carlisle, in Nicholas county, approved March 16th, 1876;

An act to amend, revise, and reduce into one the several acts in relation to the town of Lagrange, Oldham county;

Resolution directing the Auditor to draw his warrant for payment of expenses incurred in examining into the affairs of the clerks' offices of Jefferson county;

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Megibben reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act to amend section 15 of the charter of the Farmers' Bank of Kentucky.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hays and Carpenter, were as follows, viz:

Those who voted in the affirmative, were—

Cromwell Adair,	John T. Gathright,	Ishmael H. Smith,
Geo. T. Edwards,	James Shackleford,	Richard J. White—6.

Those who voted in the negative, were—

Albert S. Berry,	R. G. Hays,	W. O. Mize,
M. T. Carpenter,	P. P. Johnston,	David R. Murray,
A. R. Clarke,	T. J. McElrath,	Clifton J. Pratt,
Charles D. Foote,	R. I. McQuiddy,	H. H. Skiles,
W. H. Frederick,	Thos. J. Megibben,	J. H. Wilkinson—16.
Clint. Griffith,		

So said bill was disagreed to.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section fifteen of the charter of the Farmers' Bank of Kentucky be amended by adding after the word "bonus," and before the word "provided," in the seventh line of said section, the following words: "Except the real estate owned and held by said bank, which real estate, whether held as stock or otherwise, shall be subject to the same taxes for county and municipal purposes as other real estate owned and held by individuals."

§ 2. This act shall only apply to the real estate owned by said bank in Henderson county.

§ 3. This act shall take effect from the first day of June, 1880.

Hon. James Blackburn tendered his resignation as Senator from the Twenty-second Senatorial District.

Which was accepted.

Mr. Berry moved the following resolution, viz:

Resolved, That we as a body regret sincerely that the Hon James Blackburn tenders his resignation as a Senator upon this floor; that we will always cherish the highest regard for the integrity and ability with which he has discharged his duties here, and his constituency may justly feel proud of his record.

Which was twice read and adopted.

Mr. P. P. Johnston moved the following resolution, viz:

Resolved, That while we regret the resignation of Hon. Jas. Blackburn as a member of this body, where he has always been conspicuous for his ability, efficiency, and diligence, we congratulate the people of Kentucky on his appointment to the important office of Secretary of State, so worthily filled until now under the present administration by Hon. Samuel B. Churchill, and that the appointment is gratifying to us personally and officially.

Which was twice read and adopted.

A message in writing was received from the Governor by Mr. Corbett, Private Secretary.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, May 6th, 1880.

Gentlemen of the Senate:

I hereby nominate for appointment as notaries public, within the limits herein designated, the following persons, and request your advice and consent thereto:

Chas. D. Foote, Kenton county.
James R. W. Smith, Jefferson county.
Wm. W. Twyman, Jefferson county.
H. M. Winslow, Carroll county.
Thos. L. Martin, Jefferson county.
John Robert Blair, Jefferson county.

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nominations.

A message in writing was also received from the Governor by Mr. Corbett, Private Secretary,

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, May 6, 1880.

HON. JAMES E. CANTRILL, *Speaker of the Senate:*

I hereby nominate and appoint James Blackburn to be Secretary of State, *vice* Samuel B. Churchill, resigned, which resignation is to "take effect on the adjournment of the Legislature on the 6th inst.," and respectfully ask your consent and advice thereto.

Respectfully,

LUKE P. BLACKBURN, *Governor.*

Resolved, That the Senate advise and consent to said nomination.

Mr. Hays read and laid on the table a joint resolution.

The rule of the Senate requiring a joint resolution to lie over one day being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That for the purpose of allowing the bills already passed the two Houses, the session of the present General Assembly be extended until 5 o'clock, P. M. to-day, and that after 12 o'clock no bill shall be considered or acted upon.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Mr. P. P. Johnston moved the following resolution, viz:

Resolved, That the Librarian be, and is hereby, directed to purchase and place in the Library a copy of the Encyclopædia Britannica, for which the Auditor will draw his warrant upon the Treasury for a sum not exceeding one hundred ($100) dollars.

Which was adopted.

The Senate took up for consideration a bill, entitled

A bill to amend an act dividing the State into eighteen circuit court judicial districts.

And the question being taken on ordering said bill to be engrossed and read a third time, it was decided in the negative.

So said bill was rejected.

Mr. Murray moved the following resolution, viz:

Resolved, That the thanks of this Senate are due, and are hereby tendered, to the clerks of this body, for the courteous, prompt, and accomplished manner with which they have discharged their onerous duties.

Which was adopted.

Mr. Murray moved the following resolution, viz:

Resolved, That the thanks of the Senate of Kentucky are due, and are hereby tendered, to the reporters of the Frankfort Yeoman, the Louisville

Evening Post, the Louisville Commercial, the Cincinnati Enquirer, and the Courier-Journal, for the able and impartial manner in which they have discharged their duties during the session of this Legislature.

Which was adopted.

Mr. Murray, from the Committee on Courts of Justice, to whom was recommitted a bill, entitled

A bill to amend sections 7 and 8, chapter 15, General Statutes,

Reported the same without amendment.

Mr. Hays moved to postpone the further consideration of said bill indefinitely.

Which motion was adopted.

Mr. Adair withdrew the motion heretofore made by himself, to reconsider the vote by which the Senate had advised and consented to the nominations made by the Governor of Messrs. Kincaid, Rochester, and Johnston as Railroad Commissioners.

Mr. Skiles, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to change the county line of Washington and Mercer counties,

Reported the same with an amendment.

Which was twice read and adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had received official information that the Governor had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to provide for a burying-ground and water supply for the Penitentiary.

An act for the benefit of John Lay, of Knox county.

An act, entitled "An act to incorporate the Eastern Kentucky Building Association, of Ashland."

An act for the benefit of colored school district No. 4, Boyle county.

An act to regulate the mode and manner of discharge of prisoners confined in the work-house of the city of Lexington.

An act to incorporate the Case Crowder and Ethrington Turnpike Road Company, in Anderson county.

An act to authorize the employment, in cleaning and repairing the streets, sewers, and other public property in the city of Lexington, of prisoners confined at labor in the work-house of said city.

An act fixing the times of holding circuit courts in the sixteenth judicial district.

An act for the benefit of Thomas J. Smith, late sheriff of Ohio county.

An act for the benefit of Charles Hammonds, of Clay county.

An act to repeal section 2, chapter 903, Session Acts 1878,

An act to further regulate the retail traffic in spirituous, vinous, or malt liquors, and nostrums used as a beverage.

An act to provide for the settlement of the accounts of J. W. South, deceased, late Keeper of the Penitentiary.

An act to incorporate the Owingsville, Bald Eagle, and Sharpsburg Turnpike Road Company.

An act to incorporate the Bellow's Mill Turnpike Road Company, in Mercer county.

An act to amend the charter of the Berry's Station, Raven's Creek, and Dry Ridge Turnpike Road Company," chapter 1487, Acts 1869.

An act to establish a new school district in Garrard county.

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Milburn, in Ballard county, or within one mile thereof."

An act to regulate the time of holding the Breathitt and Leslie circuit courts for the summer term, 1880.

An act to incorporate the Shelbyville and Brunerstown Turnpike Company.

An act to limit the allowance for the sustenance and support of idiots. lunatics, &c.

An act to amend an act, entitled "An act to incorporate the Whitehaven and Richwood Turnpike Road Company," approved April 8, 1880.

An act to amend the charter of the town of Allensville, in Todd county.

An act for the benefit of the Mayslick and Murphysville Turnpike Road Company, in Mason county.

An act to incorporate the Elizabethtown Driving Park and Fair Ground Association.

An act to amend an act, entitled "An act to establish and maintain a graded free school in Harrodsburg, Kentucky," approved

March 15, 1876, and the acts amendatory thereto, approved April 10, 1880.

An act for the appropriation of money.

An act to incorporate the Vine Grove Seminary, in Hardin county.

An act to amend an act to incorporate the Chattaroi Railway Company, approved March 11th, 1873.

An act to amend an act, entitled "An act to amend the charter of the town of Catlettsburg," approved February 18th, 1869.

An act to establish an additional justices' district and voting precinct in the county of Christian.

An act to authorize the county court of Washington county to issue the bonds of said county to build turnpike roads and bridges in said county.

An act to amend an act, entitled "An act to incorporate the town of New Campbellsburg, in Henry county."

An act to authorize the election of a police judge, town marshal, and five trustees for the town of Petersburg, Boone county.

An act for the benefit of D. W. Russell, of Pulaski county.

An act to empower the county court of Fayette county to purchase stock in turnpike roads already completed, and make subscription to the capital stock in turnpike roads in Fayette county.

An act repealing chapter 79 of the Acts of 1873–'74,

An act for the benefit of common school district No. 2, Lyon county.

An act to amend section 5 of an act, entitled "An act to divide the Commonwealth of Kentucky into eighteen circuit court judicial districts, and to fix the terms thereof, and to abolish certain courts therein," approved April 15th, 1880.

An act to regulate the allowance of claims against the county of Lawrence, and regulating appeals from the allowance of the same.

An act to establish and incorporate the town of Bonnieville, in Hart county.

An act to establish a city government for the town of Carlisle.

An act to incorporate the Duganville and Forsyth's Mill Turnpike Road Company, in Mercer county.

An act to amend the charter of the Richmond and Lancaster Turnpike Company.

An act for the benefit of the coroners of this Commonwealth.

An act to regulate the appellate jurisdiction of the courts of this Commonwealth.

An act to amend the city charter of Owensboro.

An act regulating the fees of the clerk of the Jefferson circuit court, the fees of the clerk of the Jefferson court of common pleas, the fees of the clerk of the Louisville chancery court, and the fees of the clerk of the county court of Jefferson county.

An act to provide means for supplying any deficiency that may occur in the State revenue for the ordinary expenses of the government within the next two years.

An act to repeal an act, entitled "An act to fix the tax on real and personal estate at forty cents on the one hundred dollars in value thereof," approved March 7th, 1876, and to re enact section 1, article 1, chapter 92, General Statutes, title "Revenue and Taxation," repealed thereby.

An act to authorize the Simpson county court to levy a tax for bridge purposes.

An act to change the boundary lines of the town of Beaver Dam, Ohio county.

An act to regulate the transfer of cases between the Louisville Chancery Court and the Vice Chancellor's Court.

An act to incorporate the Daniel Boone Mining Company.

An act creating a magistrates' district in the county of Boone.

An act to incorporate the Scott-Saxton College of Elocution and Oratory.

An act fixing the fees of jailers for keeping and dieting prisoners.

An act to amend an act, entitled "An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott," approved February 6, 1874."

An act to amend an act incorporating the Central Coal and Iron Company, approved March 18th, 1876.

An act to amend section 9, chapter 89, of the General Statutes, entitled "Public Buildings, State and County."

An act regulating the jurisdiction of the circuit courts of this Commonwealth over matters of which chancery courts, criminal courts, and courts of common pleas have jurisdiction at the time such chancery courts, criminal courts, and courts of common pleas are abolished.

An act to amend an act, entitled "An act to incorporate the Woodford Hotel Company," approved February 19th, 1880.

An act to incorporate the Dutch Tract Cemetery Company.

An act to amend the present charter of the Pleasureville, Bethlehem, and Kentucky River Turnpike Company, in Henry county.

An act to incorporate the Van Buren and Chaplin Turnpike Road Company.

An act to amend an act, entitled "An act to prevent stock from running at large in Boone county," which was approved 18th February, 1876.

An act to amend chapter 66, article 2, of General Statutes, title "Landlord and Tenant," to apply to the counties of Daviess, Hancock, and McLean.

An act to authorize turnpike roads to make certain contracts with each other.

An act to incorporate the Kentucky Contract Company.

An act to amend an act, entitled "An act relating to opening and repairing roads in Boone county," approved January 29th, 1874.

An act directing the Auditor to draw his warrant on the Treasurer for the payment of certain expenses incurred in the investigation by the Special Committee of the Senate on treatment of prisoners, &c., in relation to the Penitentiary.

An act to legalize the incorporation of the Minneola and Anderson's Ferry Turnpike Road Company.

An act to declare Rock House Fork of Big creek, in Pike county, a navigable stream.

An act to amend the revenue laws.

An act to amend an act, entitled "An act to protect game and small birds, and punish trespass," approved March 11th, 1876.

An act to fix the term of office of the State Librarian.

An act to incorporate the Central Kentucky Lumber, Mining, Manufacturing, and Transportation Company.

An act to amend an act, entitled "An act to amend an act, entitled 'An act to amend the charter of the Clarksville and Princeton Railroad Company,'" approved April 23d, 1873.

An act for the benefit of Farrish Arnett, sheriff of Magoffin county.

An act to amend an act, entitled "An act to incorporate the Summit Station Turnpike Road Company, in Nicholas county," approved March 10, 1876.

An act to amend an act, entitled "An act to establish the Institution for the Education and Training of Feeble-minded Children," approved February 23d, 1874, and the acts amendatory thereof.

An act for the benefit of John M. Power, of Magoffin county.

An act to incorporate the Huston and Holton Turnpike Road Company, in Bracken county.

A message was received from the Governor by Mr. Corbett, Private Secretary, announcing that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act authorizing the sale of certain books belonging to the State now in the clerk's office of the Bell county court.

An act to amend an act, entitled "An act to authorize the trustees of the town of Stanford to subscribe to and pay for stock in a town hall," approved February 10th, 1880.

An act to declare and amend the law relative to principals and factors or agents.

An act to give Elliott county her share in the surplus school bonds of Carter, Lawrence, and Morgan counties.

An act to incorporate the Mutual Insurance Association of Owenton.

An act to amend an act, entitled "An act to incorporate the Confederate Soldiers' Home and Orphans' Asylum," passed during this session.

An act to repeal an act, entitled "An act limiting the jurisdiction of the police judge and town marshal of the town of Pikeville, Kentucky, within the corporate limits of said town," approved April 27, 1880.

An act to amend an act, entitled "An act to authorize the Owen county court to issue bonds to pay off its indebtedness, and to provide for the payment thereof," approved January 27, 1880.

An act to amend an act, entitled "An act declaring it a misdemeanor for any person to use abusive or insulting language in the presence of another, intending thereby to insult such other person or persons, with the intention to provoke an assault," approved March 24, 1880.

An act to continue in force chapter 910, approved April 9th, 1878, as applicable to the returns of all elections for taking the sense of the people for calling a Constitutional Convention.

An act to change the time of holding the circuit courts in the first judicial district.

An act to amend an act, entitled "An act authorizing the county judge of Rockcastle county to issue bonds and fund the county debt

at a less rate per cent., known as the court-house bonds of said county."

An act to amend chapter 575, an act, entitled "An act to provide for appointing and electing county commissioners for Kenton county, and defining their duties," approved March 27th, 1880.

An act to authorize the city of Hickman to control its cemetery, and to construct a gravel road thereto.

An act to incorporate the Collinsville Turnpike Road Company.

An act for the benefit of John Barnett, of Washington county, committee for Taylor Maddox, pauper idiot of said county.

An act authorizing process and executions to be directed to the coroner and other officers in Green county in case of vacancy in the office of sheriff.

An act for the benefit of Guy Barrett, of Frankfort, Kentucky.

An act to amend an act, entitled "An act to repeal certain acts and parts of acts concerning the sealer of weights and measures, and fixing the fees and duties of said office."

An act to incorporate the Terry Coal and Railroad Company.

An act for the benefit of the Cynthiana and Falmouth Turnpike Company.

An act for the benefit of the sheriff of Daviess county.

An act to amend article 6, chapter 62, General Statutes.

An act to amend, revise, and reduce into one all the several acts in regard to the town of Lagrange, Oldham county.

An act to amend an act in relation to the town of Carlisle, in Nicholas county, approved March 16, 1876.

An act prescribing a reward to persons securing the arrest and conviction of persons guilty of horse or mule-stealing in this Commonwealth.

An act to extend the time for lodging in the Clerk's Office of the Court of Appeals a certified transcript of the case of the Commonwealth vs. Sydney Greer, lately pending in the Floyd criminal court.

Resolution directing the Auditor to draw his warrant for payment of expenses incurred in examining into the affairs of the clerks' offices of Jefferson county.

Messrs. Murray, Griffith, and Skiles were appointed a committee on the part of the Senate, to act in conjunction with a similar committee on the part of the House of Representatives, to wait upon the Governor and ascertain whether he had any further communication to make to this General Assembly.

After a short time, Mr. Murray reported that the committee had performed that duty, and that the Governor had no further communication to make.

After an interchange of messages between the two Houses in relation to the completion of their legislative business, and their readiness to adjourn, the Speaker, after a short but most appropriate address, at 12 M. declared the Senate adjourned *sine die*.

ERRATA.

Page 1435 shows that House bill, entitled "An act to amend an act to incorporate the Richmond, Irvine, and Three Forks Railroad Company," passed Senate May 6th. This is an error. This bill did not pass, the Senate refusing to order it to be read a third time.

CLERK SENATE.

INDEX

TO THE

JOURNAL OF THE SENATE.

Abbott, J. C., bill for the benefit of 247, 303, 327, 337
Abbott, John E., late sheriff of Hart county, bill for the benefit of 774, 827
Able, W. H., late sheriff of Jefferson, bill for the benefit of 668, 802, 835, 873
Abortion, act to provide for the punishment of the crime of 879, 1073
Absence, leave of, granted to Mr. Adams 940
Mr. Adams 1074
Mr. Berry 81
Mr. Carpenter 136
Mr. Carpenter 407
Messrs. Clarke, Cox, George, Berry, Shackleford, and Mize 248
Mr. Clarke 543
Mr. Clarke 744
Mr. Cox 142
Messrs. Cox, Edwards, Smith, and Murray 951
Messrs. Edwards, White, and Gilmore 314
Mr Foote 201
Messrs. Foote, Adams, and Edwards 714
Mr. Frederick 531
Mr. Griffith 502
Mr. Halbert 528
Mr. Thomas Johnson 190
Mr. P. P. Johnston 190
Mr. Marcum, Sergeant-at-Arms 1119
Messrs. McElrath, Frederick, and Willingham 260
Messrs. Megibben, Foote, Lewis, and Hill 330
Megibben and Thos. Johnson 389
Mr. Megibben 573
Mr. Mitchell 161
Mr. Mitchell 348
Messrs. Mitchell and Carpenter 596
Messrs. Mitchell, Shackleford, and Griffith 854
Mr. Mize 1016
Mr. Murray 127
Mr. Pratt 321

TE.

327, 337
774, 827
835, 873
879, 1073
940
1074
81
136
407
and
248
543
744
142
951
314
201
714
531
502
528
190
190
1119
260
330
389
573
161
348
596
854
1016
127
321

Absence, leave of, granted to Messrs. Reeves and Wilkinson ---------- 466
Messrs. Shackleford, Carpenter, and White ---------- 77
Mr. Smith ---------- 183
Messrs. Smith and White ---------- 560
Mr. White ---------- 283
Messrs. White and Clarke ---------- 826
Mr. Willingham ---------- 190
Mr. Willingham ---------- 1409

Abusive or insulting language, bill declaring it a misdemeanor for any person to use, in the presence of another, intending thereby to insult such other person, &c. ---------- 346, 730, 752, 823
act to amend act declaring it a misdemeanor, or for any person to use ---------- 1392, 1415, 1440, 1449

Academy, Eddyville Male and Female, bill to amend act to charter the ---------- 907
Germantown Normal, act to incorporate and to grant certain powers to the common school district in which said academy is located in Bracken county ---------- 552, 665, 698, 707
Hutchinson, bill for the benefit of ---------- 375, 497, 605, 621
Science Hill, of Taylor county, bill to incorporate the ---------- 541, 939, 1041, 1067
St. Joseph's Ursuline, in Danville, bill to incorporate ---------- 405, 462, 486, 517
St. Vincent's, in Union county, act for the benefit of, 879, 937, 1162, 1210, 1230
Vanceburg Male and Female, bill to amend act incorporating the, 907, 926, 979, 1011
Young Ladies of the Visitation of Mount Admirabilis, bill to incorporate the ---------- 541, 736, 806, 824

Acts of 1869–'70, act to amend chapter 801 of the ---------- 724, 1160, 1209, 1235
Acts of 1873–'4, bill repealing chapter 79 of the ---------- 1085, 1391, 1406, 1446
Acts of 1876, act to amend chapter 350, section 2, of ---------- 1222
1878, act to amend chapter 807 of ---------- 1348, 1359, 1407, 1426
1878, bill to repeal section 2, chapter 903, of the ---------- 1200, 1391, 1406, 1445

Adair, Cromwell, added to the Special Committee on Penitentiary ---------- 161
appeal of, from decision of the chair ---------- 1078

Adair county—see Clerks of county court of Lewis county.
—see Justices of the peace.
—see License.
Deposit Bank—see Bank.

Adairville—see Town.
Bank of—see Bank.
Lodge—see Lodge.

Adams, A. E., of Pike county, act for the benefit of ---------- 1282, 1300, 1378, 1395

Adams, James, bill to allow, to peddle goods, wares, and merchandise in the counties of Franklin and Larue ---------- 1159, 1202, 1252, 1274

Adjutant General, act authorizing the, to furnish small arms and equipments to the graded and military public school at Harrodsburg, 397, 874, 916, 929
—see Louisville Legion.

Administrator—see Dobyns, H. B.

Advertisements of sheriffs' sales—See Jessamine county.

Advertisements, official—See Henry county.
Advertising, legal—See Campbell and Kenton counties.
—See Pendleton county.
Advertising of real estate under execution sales for State and county taxes, act to amend chapter 934, act to regulate the ---------- 182
for State and county taxes, act regulating the ---------- 350, 699, 715, 726
for State and county taxes, &c., act to regulate the--- 812, 1013, 1064, 1136
for State and county taxes in Boyd county, bill to regulate the, 1121, 1322, 1402, 1428
for State and county taxes in Lewis county, act to regulate the, 1183, 1256, 1298, 1316
for State and county taxes, bill to repeal so much of an act to regulate as applies to McCracken county-- 1122, 1137, 1225
for State and county taxes, sales under decrees or judgments in Robertson county, &c., bill to regulate the ---------- 825, 1181, 1250, 1275
Advertising of real and personal property under execution sales for State and county taxes, and act to regulate the ---------- 788
Agents to attend to revenue matters, bill authorizing Auditor to appoint, 920, 1239, 1296, 1319
—See Principal.
Agricultural Bureau—See Bureau.
Agricultural and Mechanical College—See City of Lexington.
—See College.
—See Court, county, of Fayette.
Albright, Wm. H., sheriff of Rockcastle county, bill for the benefit of, 530, 651, 678, 689
Alcorn J. W.—see Deaf and Dumb Institution.
Alexander, E. F., and others, of Calloway county, act for the benefit of, 347, 419, 456, 470
Alexander, J P., of Hopkins county, bill for the benefit of ---------- 789
Asylum, Western Lunatic, resolution in regard to the, 101, 151, 152, 166, 168, 173, 175, 188, 236, 254
Alexandria—see Court, criminal.
and Flat Springs—see Road, turnpike.
Allen, Ben. C., bill for the benefit of ---------- 198
Allen, T. J., of Bath county, bill for the benefit of ---------- 875, 1301, 1356, 1399
Allen county, act for the benefit of, empowering it to compromise its debts, issue bonds, and levy and collect taxes to pay the same --- 237, 303, 327, 337
act to amend act for the benefit of, empowering it to compromise its railroad debts, to issue bonds, &c. ---------- 479, 789, 815, 855
—see Brown, Wm. A.
bonds, bill requiring the registration of ---------- 785

Allensville—see Road, turnpike.
—see Town.
Alley—see Town, Danville.
Alton and Camdenville—see Road, turnpike.
American Commercial Company, act to incorporate the, 693, 955, 990, 1016, 1032, 1088, 1379, 1406, 1427
Legal Aid Society—see Society.
Printing House for the Blind, bill to amend act to establish the, 406, 534, 565, 583
Short-Horn Record—see Association.
A. M. E. Zion of America—see Church.
Anchor Mutual Benefit—see Association.
Ancient Order of United Workingmen of Color—see Lodge, Grand.
Anderson, R. T.—see Asylum, Eastern Kentucky Lunatic.
Anderson county court—see Court, county, of Anderson.
—see Clerks of county court of Lewis county.
—see Justices of the peace.
Anderson Hill Inclined Plane—see Railroad company.
Appeal—see Adair, Cromwell, and Carpenter, M. T.
from decision of the Chair—see Carpenter, M. T.
Appeals from judgments of county courts, act to regulate ---------- 714
to the Court of Appeals, act to amend the laws relating to ---------- 1337, 1433
Appellate jurisdiction—see Courts.
—see Courts, circuit and quarterly.
Appraisers of property by the marshal of the Louisville chancery court and his deputies, bill to legalize the administration of oaths to ---------- 442, 712, 741, 781
Archer, Mancourt & Co., bill to incorporate, and authorize them to do business in lumber and mining on the Cumberland river ---------- 937, 1058, 1064, 1101
Arlington—see Town.
Arms furnished schools—see Adjutant General.
Armstrong, J. H., late sheriff of Carter county, bill for the benefit of, 258, 543, 594, 625, 707
Arnett, Frank, sheriff of Magoffin county, bill for the benefit of ---------- 1200, 1435, 1439, 1448
Ascension Church—see Church.
Ashland—see City.
Ashland and Catlettsburg—see Road, turnpike.
Ashland District Camp Meeting—see Association.
Assessment of property, bill to provide for a uniform, &c. ---------- 676, 789, 1149
Assessor—see Branham, Riley.
—see Garrard county.
—see Harrison county.
of Ballard county—see Fisher, James.
Assessor's forms, bill to amend the revenue laws as to ---------- 891, 1239, 1254, 1296, 1320
Association, Agricultural and Mechanical, in Calloway county, bill to amend act to incorporate the ---------- 405, 684, 740, 782,
American Short-Horn Record, bill to charter the ---------- 113, 118, 166, 178
Anchor Mutual Benefit, act to incorporate the ---------- 444, 519, 551, 560

Association, Ashland District Camp Meeting, of the Methodist Episcopal Church, bill incorporating the ---- 633, 968, 1300, 1378, 1398
Bourbon County Colored Co-operative, bill to incorporate the, 542, 712, 741, 783
Carroll, Gallatin, and Owen Union Fair and Exposition, bill to incorporate the ---- 405, 967, 1050, 1071
Catholic Mutual Benefit, of Maysville, bill to incorporate the, 208, 419, 456, 470
Central Kentucky Camp Meeting, of the Methodist Episcopal Church in Boyle county, bill for the benefit of the ---- 682, 860, 874, 915, 936
Central Kentucky Fair, act to incorporate the ---- 408, 519, 538, 572
Christian County Agricultural and Mechanical, of Colored People, bill to incorporate the ---- 540, 712, 814, 874
Colored Orphans' Aid, of city of Louisville, act to amend act to incorporate the ---- 104, 207, 224, 254
Colored Teachers' State Educational, bill appropriating $40, or so much thereof as may be necessary for the purpose of printing the proceedings of the ---- 376, 497, 551, 569
Deering Camp Ground, of Nicholas county, bill to incorporate, 908, 1201, 1250, 1275
Eastern Kentucky Building, of Ashland, bill to incorporate the, 1380, 1391, 1405, 1444
Elizabethtown Driving Park and Fair Ground, bill to incorporate the, 1360, 1390, 1438, 1445
Farmers' Mutual Aid, of Lewis county, bill to incorporate the, 132, 185, 212, 236
Farmers' Mutual Aid, of Mason county, act to incorporate the ---- 1408
Farmers' Mutual Aid, of Bath county, bill to incorporate the, 1199, 1322, 1377, 1398
Grand Central Building and Savings, in Newport, Campbell county, act to incorporate the ---- 316, 423, 527, 457, 464
Grand Central Building and Savings, of Campbell county, bill to amend act incorporating the ---- 1072, 1179, 1226, 1255
Henry Clay Mutual Savings, of Newport, act to incorporate the, 561, 626, 754, 807, 855
High Bridge Camp Meeting, in Jessamine county, bill to incorporate the, 338, 397, 456, 469
Home Building and Loan, of Greenville, bill to incorporate the, 908, 1222, 1296, 1319
Joint Stock Agricultural and Mechanical, of Madison county, act to amend act for the benefit of the ---- 788, 809, 844, 855
Kentucky Agricultural and Mechanical, act to amend act to incorporate the ---- 248, 374, 401
Kentucky Agricultural and Mechanical, bill to amend the charter of the, 101, 130, 131
Kentucky Baptist Assurance, act to incorporate the ---- 912, 964, 1050, 1057
Kentucky Hemp Producers', act to incorporate the ---- 891, 1135, 1195, 1229
Kentucky Widows' and Orphans' Relief, bill to amend act to incorporate the ---- 646, 859, 978, 1009

Association, Knights of Honor Mutual Aid, bill to charter the ... 1102, 1182, 1227, 1254
Lancaster City Hall, act to amend act incorporating the ... 340, 540, 606, 614
Louisville Bar, bill to incorporate the ... 1220
Mason County Building and Savings, act to incorporate the, 316, 459, 487, 493
Masonic Temple, of Newport, act to incorporate the ... 676, 841, 871, 892
Maysville Agricultural and Mechanical, act to incorporate the, 296, 459, 487, 493
Maysville Agricultural and Mechanical, act to amend act to incorporate the ... 613, 1135, 1194, 1230
Maysville District Camp Meeting, of the Methodist Episcopal Church, bill to amend the charter of the ... 460, 746, 806, 824
Mechanics' Building and Loan, of Lexington, act to amend act to incorporate the ... 775, 875, 916, 929
Methodist Mutual, bill to incorporate the ... 733, 752, 823
Methodist Mutual, bill to amend act to incorporate the ... 908, 915, 936
Associations, certain mutual and co-operative life, bill to provide that certain, shall make returns, such as are necessary to a proper exhibit of their business and standing ... 1103, 1163
Mutual Benefit, of the Western Virginia Conference of the Methodist Episcopal Church, South, bill to amend act to incorporate, 541, 585, 625, 660
Mutual and co-operative fire, bill to provide that certain, shall make returns, such as are necessary to a proper exhibit of their business and standing ... 1103
Mutual Insurance, of Owenton, act to incorporate the, 940, 1379, 1407, 1449
National Mutual Benefit, bill to amend act to incorporate the, 521, 539, 605, 621
National Mutual Benefit, bill to amend the charter of the, 908, 1124, 1138, 1162, 1163, 1204, 1234
Owenton Building and Savings, act to incorporate the ... 875
Paducah Fair and Jockey Club, bill to incorporate the ... 418, 426, 431
Paducah Fair and Jockey Club, bill to incorporate the, 682, 885, 980, 1009
Preachers' Relief, of the Kentucky Annual Conference of the Methodist Episcopal Church, act to incorporate the ... 424, 495, 528, 560
United States Mutual Aid, bill to incorporate the, 1236, 1278, 1314, 1358
Young Men's Christian, of Louisville, act to amend act to incorporate the ... 114, 404, 421
Assurance Fund—see National Teachers' Mutual Assurance Fund.
Asylum—see Deaf and Dumb Asylum.
Blind, report of joint select committee appointed to visit ... 491
Blind—see Asylum, Western Lunatic.
Central Lunatic, appointment of officers of ... 61
Central Lunatic, at Anchorage, committee appointed to visit, 273, 284, 319, 328, 596
Central Kentucky Lunatic, report of committee appointed to visit ... 596

Asylum, Central Lunatic, at Anchorage, bill for the benefit of, 951, 1109, 1116, 1162, 1226
Eastern Lunatic, appointment of officers for ---- 94
Messrs. R. T. Anderson, Dr. S. Price, J. S. Woolfolk, appointed Commissioners of ---- 120
appointment of Commissioners of the ---- 676
Dr. A. W. Bartlett appointed Superintendent of ---- 1321
Western Lunatic, resolution raising a joint special committee to investigate the ---- 181
appointment of commissioners of ---- 476
report of joint select committee appointed to visit ---- 490
and Institution for the Blind, act to appropriate money for the expenses incurred by the joint committee to investigate the management of the ---- 420, 459, 486, 493
resolution in reference to the ---- 1119, 1121, 1153, 1177
Asylums, lunatic, resolution in regard to repealing acts regula ing the ---- 111
bill to amend sections 22 and 27 of act to amend and reduce into one the several acts organizing and regulating the ---- 586
bill to amend act to amend and reduce into one the several acts organizing and regulating the ---- 735, 964, 1043, 1057
act to amend act to amend and reduce into one the several acts organizing and regulating the, 111, 1235, 1316, 1361, 1379, 1383, 1406, 1427
act in relation to the ---- 1108, 1235
Asylums—see Stewards.
Atchison, J. D., common school commissioner for Daviess county, act for the benefit of ---- 247, 262, 297, 312
Atherton, J. M. & Co., bill to legalize the construction of a railroad switch by, across certain highways in Larue county ---- 608, 650, 678, 690
Attorney, county—See Wortham, J. S.
General of this Commonwealth, bill for the benefit of the, 189, 217, 248, 303, 787, 1380, 1403, 1430
Attorneys, Commonwealth's—see Judges, circuit.
county, act prescribing the duties of ---- 114, 175, 269, 1249
county, bill requiring to assist the Commonwealth Attorneys in circuit and criminal courts ---- 156, 211
—see General Statutes.
Atwell, Green—see Wisdom, Elijah.
Auburn High School—see School.
Auctioneers in Louisville, act to exempt from jury service ---- 272, 333, 352, 392
of commission houses—see City of Louisville.
Auditor, communication of, in regard to cost of guards in Fayette county ---- 175
directed to furnish records of his office to committee appointed to examine into the affairs of clerks' offices, &c., in Jefferson county ---- 113
resolution directing him to furnish account of work executed by the Public Printer ---- 63
response of, to resolution in regard to amount of expenditures for public printing and binding ---- 112

Auditor, response of, in regard to the receipts and expenditures of the Penitentiary for the past five years ---- 209
response of, to resolution of inquiry concerning items for the Executive Mansion, Governor's Office, Auditor's Office, and for certain guard claims for Fayette county ---- 209, 248
response of, to resolution calling on him to report nature of debts due by certain specified corporations ---- 353
response of, to resolution calling for information as to warrants paid under the head of contingent expenses, for various State departments ---- 618
response of, to resolution requesting information in regard to gas companies ---- 651, 662
response of, to resolution in regard to counties whose revenue remains unpaid ---- 725
—see Agents.
—see Collectors of the revenue.
—see Resolution.
Augusta—see City.
Augusta and Berlin Turnpike Road—see City of Augusta.
Augusta, Cynthiana, and Georgetown—see Road, turnpike.
Augusta and Foster—see Road, turnpike.
Augusta and Mt. Olivet Turnpike Road Company—see City of Augusta.
Ayres, Samuel—see Deaf and Dumb Institution.
Bagdad—see Shelby county.
Bagdad, Jacksonville, and Benson—see Road, turnpike.
Bailey, John G., of Webster county, act for the benefit of ---- 533
Baird, A. B., of Ohio county, act for the benefit of ---- 969, 1158, 1210, 1229
Baird, Mrs. Sarah A., bill for the benefit of ---- 607, 737, 779, 873
Baker, O. Ross, former sheriff of Caldwell county, bill for the benefit of, 190, 263, 297, 312
Baker, O. Ross, former sheriff of Caldwell county, bill repealing act for the benefit of, 594, 650, 678, 689
Bachelor's Rest—see Pendleton county.
Bale, John T., late sheriff of Green county, bill for the benefit of ---- 607
Ballard circuit court—see Court, circuit, of McCracken.
Ballard county, bill to provide a law library for the clerks' offices of ---- 541, 566, 583
act to provide for recording deeds and other writings destroyed by fire in ---- 649, 659, 679, 691
bill to prevent the destruction of cane in the Ohio and Mississippi river bottoms in ---- 688, 802, 834, 873
bill to allow the voters of to vote on the question of moving the county seat ---- 891, 915, 950
—see Fisher, James.
act to authorize the voters of to vote on the question of the removal of the county seat, and providing for the erection of a court-house, &c. ---- 988, 1044, 1063, 1064, 1098
act providing the time of holding the election and removing the county seat of, from Blandville to Wickliffe ---- 1086, 1096, 1152, 1176
—see Lands sold under execution sales.
—see Stratton, Robert and Mont.
Ballard county court—see Court, county, of Ballard.

Bank, Adair County Deposit, bill to incorporate the ---- 906, 1202, 1250, 1275
of Adairville, in Logan county, bill to amend act incorporating the, 189, 324, 352, 392
Citizens', of Midway, bill to incorporate the ---- 570, 620, 646
City, at Hopkinsville, bill to establish a ---- 132, 144, 166, 180
Commercial, act to extend the charter of the ---- 1085, 1152, 1196
of Deposit at Hopkinsville, bill to establish a ---- 132, 144
Deposit, of Midway, bill to empower the to reduce its capital stock, 375, 419, 456, 469
Deposit, of Northeastern Kentucky, at Grayson, bill to incorporate the, 700, 785, 835, 874
Deposit, of Paris, Bourbon county, bill to amend act to incorporate the, 375, 650, 678, 690
Deposit, of Smith's Grove, bill to incorporate the ---- 375, 576, 594, 625, 660
Exchange, of David Wilson & Co., of Flemingsburg, in Fleming county, act for the benefit of ---- 1241, 1260, 1297, 1316
Exchange, of Kentucky, bill for the benefit of ---- 798, 897, 979, 1010
Exchange, of Sharpsburg, Bath county, bill to charter and incorporate the, 131, 185, 212, 237
Farmers', bill to amend section 15 of the charter of the ---- 1103, 1413, 1441
Farmers' and Drovers', bill to amend the charter of the ---- 571, 605, 621
Frenchburg Deposit, bill incorporating the ---- 1122, 1345, 1403, 1429
German, of Louisville, bill to reduce the capital stock of the, 131, 162, 179, 197
German Security, bill to amend the charter of the ---- 375, 585, 619, 646
of Hopkinsville, bill for the benefit of ---- 272, 419, 456, 470
of James Taylor and Sons, Newport, act incorporating the ---- 574, 646, 661, 662, 715
of James Taylor and Sons, Newport, bill incorporating the ---- 683, 708, 714
of J. B. and Charles Goodpaster & Co., of Owingsville, bill to amend act incorporating the ---- 189, 326, 334, 350, 352, 356
of J. B. and Charles Goodpaster & Co., bill to amend act to incorporate the, 965, 1080, 1151, 1198
of Louisville, bill to extend and continue the charter of the ---- 1277, 1314, 1359
of Louisville stock—see Resolution, joint.
Morgantown Deposit, of Morgantown, act to incorporate the, 953, 1199, 1316, 1356, 1372
of Murray, in Calloway county, bill to incorporate the ---- 811, 1087, 1150, 1197
Northern, of Kentucky, act concerning the ---- 969, 1121, 1194, 1229
North Middletown Deposit, bill to amend act incorporating the, 825, 896, 1042, 1068
People's, bill to amend act to amend act to establish the ---- 131, 162, 179, 197
People's, bill to amend act to establish the ---- 842, 885, 943, 964
Southern, of Kentucky, act to incorporate the ---- 585, 889, 931, 946
Bank stock—see Revenue.
of Williamstown, bill to incorporate the ---- 842, 885, 978, 1009
Banking Company—see Louisville Banking Company.
Banking Company—see Merchants' Banking Company.
Barbee, Mary C., of Taylor county, act for the benefit of ---- 190, 213, 237
Barbourville—see Town.
Bardley Lodge—see Lodge.

Bardstown—see Town.
Barnett, John, of Washington county, act for the benefit of 1377, 1399, 1440, 1450
Barren county—see Court of claims.
—see Padget, Rebecca and Susan.
—see Physicians.
—see Slick Rock.
Barren quarterly court—see Court, quarterly, of Barren.
Barren River Bridge Company, bill to amend the charter of the 357, 684, 752, 823
Barrett, Guy, of Frankfort, act for the benefit of 1409, 1431, 1440, 1450
Barrett, John P., late sheriff of Ohio county, bill for the benefit of, 1084, 1180, 1226, 1254,
Bartlett, A. W., appointed Superintendent of Eastern Lunatic Asylum 1321
Bastardy laws of this Commonwealth, bill to amend the 445, 863
Bastardy—see General Statutes.
Bath county—see Allen, T. J.
—see Claims.
—see Court of common pleas of Fayette.
—see Fish.
—see Goodpaster, F. A.
—see Road, turnpike.
court—see Court, county, of Bath.
court—see Court, county, of Menifee.
—see Sheep.
Bath quarterly court—see Court, quarterly, of Bath.
Battle of New Orleans, resolution to adjourn in commemoration of the 148
Beard, Capt. O. P., resolution granting the right to bury the remains of, in the Frankfort Cemetery 909, 922, 980, 1011
Beattyville—see Line, boundary.
Beaver Dam—see Line, boundary.
Beck, Hon. James B., invited to a seat on the floor of the Senate 1104
Beckner, Judge W. M., appointed Commissioner of the Branch Penitentiary 1394
Bedford—see Town.
Beecher, Rev. Henry Ward, tendered use of Senate Chamber 730
Beech Grove—see Town.
Beech Grove Sunday School Union, of Campbell county, bill to incorporate the, 346, 360, 421, 433
Bee-keepers, act for the benefit of 340
Bell, Henry, appointed director of the Northern Bank of Kentucky 1258
Bell county—see Howard, Larkin and William.
Bell county court—see Court, county, of Bell.
Belleview—see Town.
Bellow's Mill—see Road, turnpike.
Benevolent Society—see Society.
Benjamin Gratz Park at Lexington, bill to amend act for the benefit of, 520, 886, 930, 950
Bent, Dr. J. M., resolution in regard to the property of, destroyed by Col. G. S. Hicks 215, 245, 270, 281
Benton, Joseph T., of Ohio county, act for the benefit of 599, 1379, 1406, 1427
Berea Church—see Church.

Bank, Adair County Deposit, bill to incorporate the 906, 1202, 1250, 1275
of Adairville, in Logan county, bill to amend act incorporating the, 189, 324, 352, 392
Citizens', of Midway, bill to incorporate the 570, 620, 646
City, at Hopkinsville, bill to establish a 132, 144, 166, 180
Commercial, act to extend the charter of the 1085, 1152, 1196
of Deposit at Hopkinsville, bill to establish a 132, 144
Deposit, of Midway, bill to empower the to reduce its capital stock, 375, 419, 456, 469
Deposit, of Northeastern Kentucky, at Grayson, bill to incorporate the, 700, 785, 835, 874
Deposit, of Paris, Bourbon county, bill to amend act to incorporate the, 375, 650, 678, 690
Deposit, of Smith's Grove, bill to incorporate the 375, 576, 594, 625, 660
Exchange, of David Wilson & Co., of Flemingsburg, in Fleming county, act for the benefit of 1241, 1260, 1297, 1316
Exchange, of Kentucky, bill for the benefit of 798, 897, 979, 1010
Exchange, of Sharpsburg, Bath county, bill to charter and incorporate the, 131, 185, 212, 237
Farmers', bill to amend section 15 of the charter of the 1103, 1413, 1441
Farmers' and Drovers', bill to amend the charter of the 571, 605, 621
Frenchburg Deposit, bill incorporating the 1122, 1345, 1403, 1429
German, of Louisville, bill to reduce the capital stock of the, 131, 162, 179, 197
German Security, bill to amend the charter of the 375, 585, 619, 646
of Hopkinsville, bill for the benefit of 272, 419, 456, 470
of James Taylor and Sons, Newport, act incorporating the 574, 646, 661, 662, 715
of James Taylor and Sons, Newport, bill incorporating the 683, 708, 714
of J. B. and Charles Goodpaster & Co., of Owingsville, bill to amend act incorporating the 189, 326, 334, 350, 352, 356
of J. B. and Charles Goodpaster & Co., bill to amend act to incorporate the, 965, 1080, 1151, 1198
of Louisville, bill to extend and continue the charter of the 1277, 1314, 1359
of Louisville stock—see Resolution, joint.
Morgantown Deposit, of Morgantown, act to incorporate the, 953, 1199, 1316, 1356, 1372
of Murray, in Calloway county, bill to incorporate the 811, 1087, 1150, 1197
Northern, of Kentucky, act concerning the 969, 1121, 1194, 1229
North Middletown Deposit, bill to amend act incorporating the, 825, 896, 1042, 1068
People's, bill to amend act to amend act to establish the 131, 162, 179, 197
People's, bill to amend act to establish the 842, 885, 943, 964
Southern, of Kentucky, act to incorporate the 585, 889, 931, 946
Bank stock—see Revenue.
of Williamstown, bill to incorporate the 842, 885, 978, 1009
Banking Company—see Louisville Banking Company.
Banking Company—see Merchants' Banking Company.
Barbee, Mary C., of Taylor county, act for the benefit of 190, 213, 237
Barbourville—see Town.
Bardley Lodge—see Lodge.

Bardstown—see Town.
Barnett, John, of Washington county, act for the benefit of 1377, 1399, 1440, 1450
Barren county—see Court of claims.
—see Padget, Rebecca and Susan.
—see Physicians.
—see Slick Rock.
Barren quarterly court—see Court, quarterly, of Barren.
Barren River Bridge Company, bill to amend the charter of the 357, 684, 752, 823
Barrett, Guy, of Frankfort, act for the benefit of 1409, 1431, 1440, 1450
Barrett, John P., late sheriff of Ohio county, bill for the benefit of, 1084, 1180, 1226, 1254,
Bartlett, A. W., appointed Superintendent of Eastern Lunatic Asylum 1321
Bastardy laws of this Commonwealth, bill to amend the 445, 863
Bastardy—see General Statutes.
Bath county—see Allen, T. J.
—see Claims.
—see Court of common pleas of Fayette.
—see Fish.
—see Goodpaster, F. A.
—see Road, turnpike.
court—see Court, county, of Bath.
court—see Court, county, of Menifee.
—see Sheep.
Bath quarterly court—see Court, quarterly, of Bath.
Battle of New Orleans, resolution to adjourn in commemoration of the 148
Beard, Capt. O. P., resolution granting the right to bury the remains of, in the Frankfort Cemetery 909, 922, 980, 1011
Beattyville—see Line, boundary.
Beaver Dam—see Line, boundary.
Beck, Hon. James B., invited to a seat on the floor of the Senate 1104
Beckner, Judge W. M., appointed Commissioner of the Branch Penitentiary 1394
Bedford—see Town.
Beecher, Rev. Henry Ward, tendered use of Senate Chamber 730
Beech Grove—see Town.
Beech Grove Sunday School Union, of Campbell county, bill to incorporate the, 346, 360, 421, 433
Bee-keepers, act for the benefit of 340
Bell, Henry, appointed director of the Northern Bank of Kentucky 1258
Bell county—see Howard, Larkin and William.
Bell county court—see Court, county, of Bell.
Belleview—see Town.
Bellow's Mill—see Road, turnpike.
Benevolent Society—see Society.
Benjamin Gratz Park at Lexington, bill to amend act for the benefit of, 520, 886, 930, 950
Bent, Dr. J. M., resolution in regard to the property of, destroyed by Col. G. S. Hicks 215, 245, 270, 281
Benton, Joseph T., of Ohio county, act for the benefit of 539, 1379, 1406, 1427
Berea Church—see Church.

Berry, J. T., and wife, act to enable to redeem certain real estate purchased by State for taxes 95, 141, 158, 178, 179
Berry Station, Raven Creek, and Dry Ridge—see Road, turnpike.
Berryville—see Town.
Bessemer Coal and Iron Company, act to incorporate the 953, 1120, 1194, 1230
Big Sandy and Licking rivers, act ceding jurisdiction to the United States to lands bordering on 784, 820, 841, 870, 905
Big Spring—see Ten Broeck Race and Fair Company.
—see Town.
Bills, resolution in regard to consideration of 48
Birds—see Bracken county.
—see Clark and other counties.
Birds and birds' eggs in Warren, Hickman, and Fulton counties, bill to protect certain 920, 1201, 1275
Birds, small—see Campbell county.
—see Game and small birds.
Births, deaths, and marriages—see Registration of.
Blackburn, James, appointed on committee to visit the Western Lunatic Asylum and Institution for the Blind 161
appointed on committee to visit the Western Lunatic Asylum and Institution for the Blind 209
added to the Committee on Sinking Fund 475
resignation of 1442
resolution of regret in regard to resignation of, as Senator 1442
appointed Secretary of State 1443
Blandville—see Ballard county.
—see Court, county, of Ballard.
—see Town.
Blandville and Fort Jefferson Gravel Road Company, act to incorporate the, 153, 312, 336, 338
Blind—see Institution for the Blind.
Bloomfield—see Town.
Bloomfield and Chaplin—see Road, turnpike.
Bloomfield and Harrodsburg—see Railroad company.
Bloomfield and Springfield—see Road, turnpike.
Blue Lick—see Road, turnpike.
Board, Richard, bill for the benefit of 346, 419, 456, 469
Board of Commissioners of Sinking Fund—see Donivan, S. A.
Board of Councilmen—see City of Newport.
Board of Health, State, bill to amend act to establish a, to provide for the appointment of Local Boards of Health, and a Superintendent of Vital Statistics 1159, 1238, 1272, 1299
State, J. N. McCormick appointed a member of 92
State, appointment of members of 954
Board of Internal Improvement—see Franklin county.
—see Shelby county.
Board of Pharmacy, State, resolution raising a joint committee to consider all matters relating to the 309, 346, 363, 389

Board of Trade, Louisville, act to amend act to incorporate the, 1225, 1379, 1406, 1426
Boaz, George, of Graves county, bill for the benefit of ---------- 282, 340, 362, 393
Bonanza Bridge Company, of Kentucky, act to incorporate the, 613, 875, 915, 947, 961, 970
Bonded indebtedness—see Logan county.
—see Muhlenburg county.
Bonds for turnpike road purposes—see Simpson county.
Bonds—see Allen county.
—see City of Lexington.
—see City of Newport.
—see School bonds.
Bonner Lodge—see Lodge.
Bonnieville—see Town.
Books belonging to the State—see Court, county, of Bell.
Books, blank record, Committee on General Statutes instructed to report a bill regulating the manner of furnishing to the various clerks ---- 191
Auditor requested to furnish a statement of the number and cost of furnishing various clerks------282, 318, 336, 345, 1237
resolution fixing mode of furnishing clerks with, &c.---- 282, 318
Boom across Big creek—see Goff, John B.
across Wolf creek—see Pursley, John.
—see Little Sandy river.
Booms in Station Camp creek—see Drifts or booms.
Boone, W. J.—see Combs, Wm.
Boone county, bill declaring and fixing penalties against surveyors of roads in, 423, 575, 605, 621
bill to amend act relating to opening and repairing roads in------ 607
bill to prevent hunting in for the period of two years, 470, 803, 870, 905
bill to amend act relating to opening and repairing roads in, 633, 888, 896, 943, 963, 1040, 1070
bill creating a magistrates' district in ---------- 811, 1321, 1447
bill to amend act to prevent stock from running at large in, 825, 1223, 1380, 1401
act to amend act to prevent stock from running at large in, 1360, 1412, 1430, 1439, 1448
bill to amend act relating to opening and repairing roads in, 1360, 1412, 1439, 1448
—see Fences, live.
Boone county court—see Court, county, of Boone.
Boswell, Henry D., of Ohio county, act for the benefit of------ 1162, 1219, 1253, 1271
Bourbon county—see Castello, Edward.
—see Court of common pleas of Fayette.
—see School.
—see Voting in primary elections.
Bourbon County Agricultural and Mechanical—see Society.
Bourbon County Colored Co-operative—see Association.
Bourland, B. E., of Murray, Calloway county, bill for the benefit of, 682, 967, 1039, 1069

Bowe, Wm., and George C. McClure, of Lawrence county, act for the benefit of, 595, 943, 979, 1011
Bowling Green—see City.
Bowling Green Electric Light and Heating Company, act to incorporate the, 714, 809, 835, 855
Bowling Green Fire and Marine—see Insurance Company.
Bowling Green magisterial district, of Warren county, bill allowing the constable of, to appoint one deputy ---------- 376, 462, 485, 517
Bowman, Charles E., appointed Commissioner of Agriculture, Horticulture, and Statistics ---------- 92
Boyd county, bill in relation to the county levy and ad valorem tax in, &c., 623, 886, 943, 964
bill to establish a road law for ---------- 734, 888, 943, 963
—see Advertising of real estate.
—see Carter county.
Boyd county court—see Court, county, of Boyd.
Boyle county, bill for the benefit of certain citizens of ---------- 258
—see Court of common pleas.
—see Fuel, Nancy
—see James, Edward.
—see School district.
—see Woodford, Boyle, and Garrard counties.
Boyle county court—see Court, county, of Boyle.
Boyster, Sarah—see Williams, Joseph.
Bracken county, act to amend act to regulate the funding the county debt of, 126, 188, 213, 228
bill to amend act in relation to taking a vote on the question of license or no license, and regulating the sale of spirituous liquors in ---------- 681, 857, 1140, 1193, 1235
bill to prevent hogs from running at large on certain turnpike roads in ---------- 826, 1222, 1272, 1299
act in relation to the license and sale of spirituous liquors in, 926, 1011
Bracken Creek—see Road, turnpike.
Bracken and Grant counties, bill to protect birds in ---------- 681, 876, 870, 905
Bracken quarterly court—see Court, quarterly, of Bracken.
Bradford and Lenoxburg—see Road, turnpike.
Bradford's Landing and Washington Trace—see Road, turnpike.
Branch Penitentiary—see Penitentiary.
Brandenburg—see Town.
Branding of Butterine—see Butter.
Branham, Riley, tax assessor for Carter county, bill for the benefit of ---------- 441, 786, 815, 873
Bransford Draining Company, in Daviess county, act to incorporate the, 1313, 1379, 1406, 1426
Breathitt circuit court—see Court, circuit, of Breathitt.
Breathitt county—see Campbell, John.
—see Court of claims.
—see Military fund.
—see Quicksand creek.
—see Strong, John D.

Breckinridge county—see Court of claims.
—see Ferry-keepers.
—see Quiggins, Wm.
—see School district.
Bremen—see Town.
Brents, J. A., resolution for the benefit of ---- 539
Bridge across Bear creek—see Court, county, of Edmonson.
Muddy river—see Muhlenburg and Butler counties.
Salt Lick creek—see Court, county, of Lewis.
Bridge Company—see Barren River Bridge Company.
—see Bonanza Bridge Company.
—see Dutch Fish Trap Bridge Company.
—see City of Frankfort.
—see Greensburg Bridge Company.
—see Irvine and Miller's Creek Turnpike and Bridge Company.
—see Kentucky and Indiana Bridge Company.
—see Louisville and Jeffersonville Bridge Company.
—see Paducah and Illinois Bridge Company.
Bridge fund—see Union county.
Bridges—see Harrison county.
Brockman, William, of Louisville, bill for the benefit of ---- 1277, 1367, 1404, 1429
Brodhead—see Town.
Brooks, Wm —see Greenwell, Jos.
Brooksville Seminary—see Seminary.
Brown, W. A., of Allen county, act for the benefit of ---- 681, 939, 1041, 1068
Brownsville—see Town.
Bruce, J. H., appointed on committee to visit Central Lunatic Asylum ---- 326
Bruce, J. H., appointed Speaker ---- 432, 441
Bruton, C. S., of Cumberland county, bill for the benefit of ---- 272
Buckley, John, of Muhlenburg county, act for the benefit of ---- 177, 314, 393
Buell, Gen. D C., letter of, in regard to Green and Barren River Navigation Company ---- 668
Bullitt and Spencer counties, bill to prevent stock from running at large in, 633, 801
Bullock, R. S.—see Johnston, M. C.
Bullock, T. B., act for the benefit of ---- 613, 906, 931, 947
Bureau, Agricultural, act for the benefit of ---- 413, 436, 1359, 1406, 1426
Bureau—see Insurance Bureau.
Burksville—see Town.
Burnett, John, committee for Taylor Maddox, of Washington county, act for the benefit of ---- 921, 1450
Burton, George A., of Pulaski county, bill for the benefit of ---- 770, 1180, 1226, 1254
Burton, John W., of Warren county, bill for the benefit of ---- 797, 987, 1049, 1071
Burying-ground—see Penitentiary.
Bush, T. J., elected Speaker *pro tem.* of the House ---- 1029
Business of General Assembly—see Resolution, joint.
Butler circuit court—see Court, circuit, of Butler.
Butler county, bill to prevent the sale or giving away of spirituous liquors within two miles of Richelieu Church, in ---- 755, 859, 914, 936

Butler county —see General Statutes.
—see Hartis, V. F.
—see Judge, county.
—see Neil, Thos. W.
Butler Seminary—see Seminary.
Butter, act to prevent the adulteration of, and requiring the branding of butterine and milled butter ---------- 321
Butter and cheese, bill to prevent and punish fraud, as to making and sale of ---------- 163
Butterine—see Butter.
Buzzard Roost precinct—see Nicholas county.
Byron, L. A., bill for the benefit of ---------- 1380
Cabin Creek and Springdale—see Road, turnpike.
Cadiz—see School, Normal.
Lodge—see Lodge.
—see Town.
Caldwell, W. Logan—see Deaf and Dumb Institution.
Caldwell county, bill to amend act for the benefit of ---------- 783, 1160, 1252, 1275
bill in relation to the levy and collection of certain taxes in 951, 1019, 1151, 1198
—see Jones, Loten M.
court—see Court, county, of Caldwell.
California—see Town.
California, Gubser's Mills and Old State Road—see Road, turnpike.
California and Tibbitt's Cross Roads—see Road, turnpike.
Calloway county—see Alexander, E. F.
—see Bourland, B. E.
—see Hutchins, J. M.
—see Wrather, S. M.
Calvert City—see Lodge.
Camargo and Stanton—see Road, turnpike.
Camdenville—see Town.
Camdenville and Van Buren—see Road, turnpike.
Campbell—see Road, turnpike.
Campbell, John, of Breathitt county, bill for the benefit of ---------- 375, 939, 1040, 1070
Campbell, Lewis, of Letcher county, bill for the benefit of ---------- 1300
Campbell, Wm. M., late sheriff of Trigg county, act for the benefit of ---------- 584, 617, 642, 660
Campbell county, bill to amend act to prevent stock from running at large in, 151, 216, 245, 260
act to amend act to protect game and small birds, and to punish trespass, so as to prohibit hunting in ---------- 272, 315, 336, 345
bill to add a small section of to the Highland district, 542, 803, 870, 905
act ceding to the United States jurisdiction over certain lands in, 526, 906, 931, 947
—see General Statutes.
—see Gillespie, Wm.
—see Kenton county.
—see School district.
—see Schools, common.

Campbell county court—see Court, county, of Campbell.
Campbell and Kenton counties, bill to create and regulate the office of county treasurer of ---- 449
act requiring certain legal advertising in any paper of general circulation published in, 496, 622, 643, 648
Campbell Light and Gas Company, bill to incorporate the ---- 433, 490, 528
Campbellsville—see Cemetery Company.
Campbellsville to Elkton—see Turnpike road company.
Canal, Louisville and Portland, resolution in regard to the abolition of tolls on ---- 799
Cane, destruction of—see Ballard county.
Cane Valley—see Town.
Cane's Run and Harrod's Run—see Road, turnpike.
Caneyville—see Town.
Cantrill, J. E., resolution of thanks to ---- 1432
Capital, resolution in relation to removing the ---- 127, 139, 317, 1318
Capitol, act to repeal section 2 of act making further appropriation for rebuilding the, and withdrawing the room appropriated by the commission under said act for the use of the circuit and district courts, &c. ---- 192, 374, 401, 415
Capital Lodge—see Lodge.
—see Fire-proof Public Offices.
Capitol grounds, act in relation to the ---- 775, 894, 914, 931, 947
Carlisle—see Schools, public.
—see Town.
Carlisle and Jackstown—see Road, turnpike.
Carlisle, Miller's Station, and Bushy Fork—see Road, turnpike.
Carlisle and Mt. Sterling—see Road, turnpike.
Carlisle and Pleasant Springs—see Road, turnpike.
Carlisle and Sharpsburg—see Road, turnpike.
Carpenter and Hustonville Station—see Road, turnpike.
Carpenter, M. T., appeal of, from decision of the Chair ---- 221
asked to be excused from voting ---- 511
appeal of, from the decision of the Chair ---- 1078
Carr, Richard, of Indiana, resolution for the benefit of ---- 619, 879, 1300, 1378, 1395
Carroll, Jere, of Kenton county, bill for the benefit of ---- 607, 803, 834, 873
Carroll county, act for the benefit of ---- 714, 1011, 1050
Carroll county court—see Court, county, of Carroll.
Carroll, Gallatin, and Owen Union Fair and Exposition Association—see Association.
Carroll and Trimble counties, bill to repeal act regulating defenses in actions of trespass in ---- 623, 813, 870, 905
Carrollton—see Town.
Carrollton and Worthville Telephone Company, act to incorporate the, 1280, 1360, 1407, 1426
Carrollton and Worthville Turnpike Road Company—see Town, Carrollton.
Cars—see Railroad engines.
Cars on railroads—see Railroads.
Carson, J. O., M. D., bill for the benefit of ---- 811, 892, 919, 930, 951
Carson, Milton H., nominated for Door-keeper ---- 21, 26

Carter county, and those parts of Boyd and Elliott counties taken from Carter, act to amend act authorizing the, to compromise and settle with the holders of the bonds and coupons executed by Carter county, in its subscription to the stock of the Lexington and Big Sandy Railroad, &c. ---- 300
bill to limit the county levy or poll-tax to two dollars, 132, 170, 196, 207
act legalizing the purchase of certain lands by, and authorizing the sale and conveyance of the same ---- 397, 724, 753, 817
bill appointing commissioners to re-district into magisterial districts, 570, 585, 625, 660
bill to regulate the manner in which claims against, are to be presented and allowed ---- 659, 1436
—see Branham, Riley.
—see Claims.
—see Clerks of county court of Lewis county.
—see Judges, special.
—see Judges of Carter and Elliott counties.
—see Justices of the peace.
—see Line.
—see Little Sandy river.
—see School bonds.
—see School district.
Carter county court—see Court, county, of Carter.
Carter and Elliott counties, bill equalization taxation on property in ---- 375
Carter Lodge—see Lodge.
Case Crowder and Ethrington—see Road, turnpike.
Cases, Commonwealth—see Costs.
Casey county—see Line, county.
Caseyville and Lindle districts, act for the benefit of, empowering and authorizing said districts to fund and compromise their bonded indebtedness, 804, 805, 835, 855
Caseyville and Lindle districts, in Union county, act authorizing the funding board of the, to bring suits, &c. ---- 953, 1135, 1194, 1229
Catholic Knights of America—see Supreme Council of Catholic Knights of America.
Catholic Mutual Benefit Association—see Association.
Catlettsburg—see School district.
—see Town.
Cattle, trespass of—see Grant county.
Caverna—see Town, Horse Cave.
Caywood, Thomas H., of Fleming county, act for the benefit of ---- 1096, 1136, 1194, 1228
Cemetery, Fairview, in Washington county, bill to incorporate ---- 520, 1058, 1099, 1115
Highland, bill to amend act to incorporate the ---- 249, 338, 352, 358
St. Mary's, of Franklin, Simpson county, act to incorporate, 526, 919, 943, 954
Cemetery Company, Campbellsville, bill to incorporate the ---- 542, 746, 915, 950
in Taylor county, bill to incorporate the, 927, 1435
Dutch Tract, act to incorporate the ---- 1400, 1405, 1447
Grand View, in Campbell county, bill to incorporate the, 346, 396, 415, 432

Cemetery Company, Independence, bill to incorporate the ---- 459, 704, 741, 781
Macpelah, bill to amend the charter of the ---- 520, 1047, 1082, 1101
Newport, in Campbell county, bill to change the name and amend the charter of ---- 346, 396, 430, 441
North Middletown, Bourbon county, bill to incorporate the, 798, 968, 1050, 1071
Paris, bill to amend the charter of the ---- 569, 860, 914, 936
Sharon, in Bracken county, bill to incorporate the, 908, 1222, 1356, 1398
West Louisville, act for the benefit of the owners of the grounds of the ---- 788, 920, 944, 954
Central Coal and Iron Company, bill to amend act incorporating the, 1300, 1391, 1405, 1447
Central Covington—see Town.
Central Kentucky Camp Meeting—see Association.
Central Kentucky Fair Association—see Association.
Central Kentucky Lumber, Mining, Manufacturing, and Transportation Company, bill to incorporate the ---- 1361, 1434, 1439, 1448
Central Lunatic Asylum—see Asylum.
Chancery court, Louisville—see Vice Chancellor.
Change of venue—see General Statutes.
Chaplin and Anderson County—see Road, turnpike.
Charitable Institutions—Resolution requesting the Committee on to inquire into and report the number of officers, and their pay, employed in the ---- 274
—see Religious instruction.
Chatham—see Town.
Chattaroi—see Railroad Company.
Chattaroi Railroad Company—see Court, county, of Boyd.
—see Court, county, of Lawrence.
Cheese—see Butter and cheese.
Chester—see Town.
Chevis, S. L., bill for the benefit of ---- 1160, 1350
Chicago, St. Louis, and New Orleans—see Railroad Company.
Christian Church—see Church.
colored—see Church.
Christian county, bill to prevent the sale of spirituous liquors within two miles of Liberty and Locust Grove Churches, in ---- 119, 156, 179, 180
bill to establish an additional justices' district and voting precinct in the ---- 1380, 1391, 1438, 1446
—see Court of claims.
—see Smith, Edward D.
—see Wheeler, James.
Christian County Agricultural and Mechanical of Colored People—see Association.
Christian County and Clarksville—see Road, turnpike.
Christian quarterly court—see Court, quarterly, of Christian.
Church, African Methodist Episcopal Zion, of America, at Louisville, bill to incorporate Jacob Street Tabernacle of the ---- 755, 896, 1042, 1068
Antioch—see Grant county.

Church, Ascension, Mt. Sterling, act to incorporate ---- 927, 1120, 1195, 1230
Berea, in Logan county, act for the benefit of ---- 453, 937, 961 974
Bethel—see Metcalfe county.
Christian, of Berea, in Logan county, act to incorporate the, and for the protection of the same from injury ---- 526, 937, 961, 974
Colored Christian, at Poplar Plains, Fleming county, bill for the benefit of, 716, 859, 915, 936
Elizabeth—see Grant county.
First Presbyterian, of Louisville, act to incorporate the ---- 453, 459, 494, 522
German Evangelical Lutheran, of Louisville, act incorporating the, 607, 625, 647
Jackson Street Methodist, Colored, Louisville, bill to incorporate the, 169, 239, 270, 281
Macedonia—see Green county.
of the Messiah in Louisville, bill to amend act to incorporate the, 376, 575, 605, 621
Methodist Episcopal, at Columbia, bill authorizing the trustees of the to sell property ---- 681, 813, 870, 905
Methodist Episcopal, South, of Columbus, bill to incorporate the, 541, 712, 741, 781
Methodist Episcopal—see Association, Maysville District Camp Meeting.
Methodist Episcopal—see Association, Preachers' Relief.
Mt. Carmel—see Green county.
Mount Pisgah—see Wayne county.
New Gasper—see Warren county.
Palestine—see Henry county.
Palmyra Christian, in Henry county, bill to empower and authorize the members of the to sell, dispose of, and convey said property, 842, 897, 1041, 1067
Richelieu—see Butler county.
Roman Catholic, of the Diocese of Covington, bill to amend act to regulate the manner of holding and transmitting church property of the, 417, 658, 709, 740, 781
Ruckerville—see Clark county.
Shiloh—see Grant county.
South Union and Hebron—see Christian county.
Third Avenue Methodist Episcopal, South, of Louisville, bill to incorporate the ---- 520, 1087, 1150, 1198
Trinity Episcopal, in the city of Owensboro, act to incorporate, 334, 540, 566, 572
United Baptist of Freedom, in Barren county, act to incorporate the, 182, 540, 566, 572
Churchill, Samuel B., nominated for Secretary of State ---- 81
Cincinnati and Newport Iron and Pipe Company, act to incorporate the, 761, 844, 900, 914
Cincinnati Railroad—see Town, Danville.
Cincinnati Southern—see Railroad Company.
Citizens' Bank—see Bank.
Citizens' Gas-light Company, of Louisville, bill to amend act to incorporate the ---- 1121

City of Ashland, bill authorizing the, to purchase and donate lands to the Elizabethtown, Lexington, and Big Sandy Railroad Company---112, 137, 166, 180
Augusta, in Bracken county, bill to amend section 4 of act to authorize the mayor and council of the, to make subscription to the Augusta and Berlin Turnpike Road---259, 333, 625, 667
Augusta, bill to authorize the mayor and council of, to make subscription to the Augusta and Mt. Olivet Turnpike Road Company. 541, 613, 657, 679, 690
Augusta, Bracken county, bill to reduce into one, amend, and digest the acts incorporating the---1175, 1347, 1437
Bowling Green, bill to authorize the, to fund its interest-bearing debt, and to issue and sell bonds for that purpose---272, 396, 486
Bowling Green, bill to amend the charter of the---329. 396, 413, 518, 527, 594
Bowling Green, bill to amend the charter of the, 607, 651, 711, 742, 753, 970, 1335, 1378, 1398
Bowling Green, act to amend act to authorize the, to fund its interest-bearing debt, &c.---635, 639, 657, 674
Bowling Green, bill to repeal act for the benefit of the educational interest of the white citizens of the---797, 987, 1049, 1071
Columbus, bill to amend the charter of the---541, 712, 742, 780
Columbus, bill to amend act concerning the charter of the, &c., 799, 888, 980, 1010
Covington, bill to amend the charter of the--141, 193, 195, 202, 226, 320, 336, 345
Covington, bill to amend the charter of the---249, 404, 421, 422
Covington, act to amend the charter of the---533, 540, 567, 572
Covington, act to amend the charter of the---649
Covington and vicinity, act for the benefit of the homeless and friendless of the---875, 899
Covington, bill for the benefit of the homeless and friendless of the, 1012, 1118, 1119, 1138, 1193, 1233
Covington, act to amend the charter of the---1375, 1410
Dayton, in Campbell county, bill to amend the charter of the---162
Dayton, in Campbell county, bill to authorize the, to issue bonds and fund her present indebtedness---700, 886, 943, 963
Dayton, act to amend the charter of the---162, 796, 815, 855
Dayton, in Campbell county, bill to amend the charter of the, 890, 1087, 1151, 1196
Frankfort, act for the benefit of the---590, 602, 699, 715, 726
Frankfort, bill to give the consent of Kentucky to the United States to acquire lands in the, for the erection of Government buildings---854, 1140, 1193, 1234
Frankfort, bill to amend the charter of the---1084, 1181, 1226, 1255
Frankfort, bill to extend the limits of the---1103, 1435
Frankfort, bill to authorize the to purchase the stock of the Frankfort Bridge Company, &c.---1122, 1160, 1193, 1233
Frankfort, act to amend act to amend and reduce into one the several acts in relation to the---1161, 1173, 1209, 1230
Glasgow, act to amend act to reduce into one, amend, and digest the amendatory acts incorporating the---114, 160, 178, 179
Glasgow, bill to repeal act to prohibit the sale of spirituous liquors in the, &c.---338, 477, 496, 796, 894

City of Glasgow, bill to amend act to reduce into one, amend, and digest the acts and amendatory acts incorporating the ---- 1122, 1140, 1252, 1275
Henderson, bill to legalize certain acts of the common council of the, and authorizing the collection of taxes by S. A. Young ---- 112, 156, 179, 180
Henderson, bill to amend act to amend act to amend and reduce into one the several acts concerning the ---- 272, 499, 530, 565, 621
Henderson, bill to amend act authorizing the to fund her bonded indebtedness, 273, 349, 390, 403
Henderson, bill to repeal a portion of section 11, article 3, of an act to amend and reduce into one the several acts concerning the -- 393, 498, 551, 569
Henderson, bill to amend act to amend and reduce into one the several acts concerning the ---- 734, 911, 979, 1010
Henderson, bill to amend act to authorize the, to issue bonds and fund her present indebtedness ---- 890, 952, 1083, 1150, 1198
Hickman, act to authorize the, to control its cemetery and to construct a gravel road ---- 574, 1399, 1440, 1450
Hickman, Fulton county, act for the relief of the people of the ---- 1257
Hopkinsville, bill to amend the charter of the ---- 811, 843, 899, 919
Hopkinsville, bill to amend the charter of the ---- 1277, 1347, 1402, 1431
Lebanon, bill to amend act to amend and reduce into one the several acts in regard to the ---- 46', 543, 1041, 1067
Lebanon, bill to amend and reduce into one the several acts in relation to the, 690, 888, 906
Lexington, bill to enable the, to fund its debts in bonds bearing six per cent. interest ---- 168, 185, 213, 237
Lexington, bill to authorize the, to donate land and bonds for the benefit of the Agricultural and Mechanical College, &c. ---- 168, 185, 213, 237
Lexington, bill to amend the charter of the ---- 811, 870, 905
Lexington, bill to authorize the city collector of, to sell real estate for the payment of city taxes ---- 1103, 1124, 1192, 1233
Lexington, bill to authorize the employment of prisoners, in cleaning and repairing the streets, sewers, &c., of the ---- 1220, 1301, 1445
Lexington, bill to regulate the mode and manner of discharge of prisoners confined in the work-house in the ---- 1220, 1301, 1444
Louisville, act to extend the boundary of the ---- 387, 404, 415, 421
Louisville, bill to amend act establishing a new charter for the ---- 755, 807, 824
Louisville, act to provide for a deduction of time from the terms of sentence of prisoners confined in the work-house of ---- 755, 888, 943, 963
Louisville, act to amend the charter of ---- 775, 1190
Louisville, bill to amend the charter of the --776, 883, 889, 892, 900, 1153, 1170
Louisville, bill to amend act to amend the charter of the, 797, 1061, 1083, 1149, 1197
Louisville, bill to provide for the grading and paving, and making an appropriation for improving Frankfort Avenue in the ---- 881
Louisville, act to amend the charter of the ---- 890, 968, 1042, 1067
Louisville, act authorizing the purchase of grounds for Federal buildings in the, &c. ---- 1048, 1121, 1195, 1230
Louisville, bill to close up and discontinue Curran street, in the, 1102, 1222, 1272, 1299

City of Louisville, bill to repeal certain words in act to amend act to amend the charter of the ---- 1392, 1438
Ludlow, bill to amend the charter of the ---- 783
Ludlow, bill to amend the charter of the ---- 1200, 1222, 1272, 1299
Mayfield, bill to repeal act to amend, revise, and extend act to incorporate the ---- 784, 832, 899, 918
Mayfield, bill to amend act to amend act to incorporate the, 633, 1063, 1304, 1356, 1398
Maysville, bill to amend the charter of the ---- 357, 575, 605, 621
Maysville, bill in relation to the purchase of ground in the, for the erection thereon and use of buildings by the Government of the United States, 375, 575, 605
Maysville, bill to amend the charter of the ---- 1103, 1201, 1273
Maysville, bill amending the charter of the ---- 1361, 1368, 1402, 1431
Mt. Sterling, bill to amend act to reduce into one, amend, and digest the acts, &c., incorporating the ---- 375, 443, 473, 518
Mt. Sterling, bill to amend act to reduce into one, amend, and digest the acts and amendatory acts incorporating the ---- 1012, 1201, 1276
Mt. Sterling, act to amend section 4 of article 8 of chapter 446 of an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the ---- 1348
Newport, act to confer the sole and exclusive power and authority upon the board of councilmen of the, to determine, fix, and regulate salaries of certain officers ---- 210, 374, 401
Newport, act authorizing the, to issue bonds for certain purposes, 210, 393, 431, 434
Newport, act to amend section 18 of the charter of the ---- 210, 404, 421
Newport, act to amend act to revise and amend the charter of the, 542, 712, 741, 781
Newport, act repealing so much of the revised and amended charter of the, as creates the office of weigher and measurer ---- 663, 796, 815, 855
Newport, act to amend section 24 of an act to revise and amend the charter of the, &c. ---- 663, 796, 923, 944, 954
Newport, act to repeal section 29 of the revised and amended charter of the, in relation to weigher and measurer ---- 663, 699, 715, 726
Newport, bill to amend act to amend the charter of the, creating medical districts ---- 908, 939, 1041, 1069
Newport, act to amend and change certain words in the first section of the revised and amended charter of the, &c. ---- 1166, 1174, 1210, 1228
Owensboro, act to repeal act to amend the charter of the ---- 132, 185, 213, 237
Owensboro, bill to amend sections 41 and 9 of the charter of the, 622, 939, 1040, 1069
Owensboro, bill authorizing the purchase of grounds for Federal buildings, &c. ---- 744, 759, 814, 872
Owensboro, bill to amend the city charter of the, 799, 926, 980, 1010, 1380, 1447
Owensboro, bill to amend the city charter of the ---- 1257, 1302, 1405
Paducah, bill in relation to second-hand or junk stores in the, 394, 712, 769, 823

City of Paducah, bill to amend the revised charter of the ---- 770, 911, 1040, 1068
Paducah, bill to give the consent of Kentucky to the acquisition of the United States of lands in the, for the erection of government buildings, 810, 833, 870, 905
Paris, bill to amend act to amend the charter of the ---- 404, 612, 642, 660
Vanceburg, in Lewis county, act to amend section 35 of act to amend and reduce into one the several acts in regard to the ---- 788, 937, 961, 973
Vanceburg, act to amend the charter of the ---- 804, 1173, 1228, 1247
City Bank—see Bank.
Civil cases—see Venue.
Claims—see Carter county.
—see Courts of Hart county.
against the counties of Magoffin, Floyd, Carter, Elliott, Johnson, Menifee, Fleming, Lincoln, Nicholas, Robertson, and Bath, bill requiring persons having, to file them ten days before the first day of their annual court of claims ---- 733, 802, 870, 905
allowance of—see Lawrence county.
due the Commonwealth, act to provide for the collection of ---- 813, 1173, 1209, 1229
fraudulent and illegal, against the Commonwealth, bill to prevent the payment of, &c. ---- 818, 1173, 1209, 1230
fraudulent, act to authorize the appointment of a detective to look after, 1165, 1258
fraudulent, act to protect the Treasury from the payment of, 1165, 1258, 1375, 1407, 1426
fraudulent, act to prevent the presentment and payment of, out of the Treasury ---- 1165, 1242, 1257, 1298, 1315
fraudulent—see School fund.
Clark, Fleming, Montgomery, and Scott counties, bill for the protection of birds in, 700, 786, 814, 873
Clark, John W., clerk of the Lyon circuit court and late clerk of the Lyon county court, bill for the benefit of ---- 1159, 1202, 1252, 1274
Clark county, bill to prevent the sale or giving of spirituous liquors in ---- 1136
—see Clerks of county court of Lewis county.
—see Cunningham, Jesse.
—see Stevens, Thomas H.
Clarke, A. R., added to the special Committee on Penitentiary ---- 161
Clark's River Grange—see Patrons of Husbandry.
Clarksville and Princeton—see Railroad company.
Clay, Cassius M., invited to seat on floor of Senate ---- 418
Clay, J. B., nominated for Sergeant-at-Arms ---- 5
Clay county—see Hammonds, Charles.
Clayvillage voting precinct, of Shelby county, bill to prevent the sale of spirituous liquors in ---- 799, 897, 1042, 1068
Clayville—see Town.
Clerical services for last Legislature—see Resolution.
Clerk, Chief, W. Vaughan Prather elected ---- 5
Assistant, John L. Sneed, elected ---- 5
Second Assistant—see Clerk of the Senate.
—see Ewing, E. M.
of the Senate, resolution directing, to appoint a Second Assistant Clerk ---- 756

Clerk, Enrolling, S. A. Thomas appointed 88
of Committee on Enrollments—see Thomas, S. A.
directed to post daily special orders in Senate Chamber 113
directed to post in Senate Chamber list of special committees as they are announced 147
of the Boone circuit court—see Wallace, John.
of the Court of Appeals, act assigning a room for the use of the 192, 259, 283
deputy county court of Morgan—see Ferguson, Henry C.
of Grayson county court—see Thomas, Ed.
of the Hart quarterly court—see Court, county, of Hart.
of circuit court of Jefferson county, resolution in regard to the office of, 294, 458, 536
of the Kenton county court, act directing the to make an index to certain record-books 988, 1102, 1152, 1176
of Lee circuit court—see Cole, J. C.
of Lee quarterly and circuit courts—see Hargis, K. F.
of the Lewis circuit court—see Mitchell, Thomas W.
of the Lewis county court—see Mitchell, Thomas W.
of the Lyon circuit court—see Clark, John W.
of the Lyon county court—see Clark, John W.
of the Nicholas circuit court—see Glenn, T. J.
of the Owen county court—see Ireland, Thomas A.
of the Perry county court—see Davidson, Ira J.
of the Pike county court—see Court, county, of Pike.
of the Shelby county court—see Davis, John F.
of the Wolfe county court—see Spalding, S. M.
Clerks, of the circuit, criminal, common pleas, county, and quarterly courts of this Commonwealth, bill for the benefit of 375, 453, 535
of the county courts of Lewis, Clark, Montgomery, Mason, Nelson, Cumberland, Adair, Clinton, Russell, Todd, Logan, and Simpson counties, so as to make the provisions thereof apply to the clerks of the Carter and Anderson county courts, bill to repeal act to amend act for the benefit of the 131, 191, 212, 237
office—see Records of Campbell county.
offices of Jefferson and other counties, resolution raising joint committee to examine into the affairs of the 65, 83, 94, 119, 130
offices in Jefferson and other counties, resolution directing the joint committee appointed to examine into the affairs of the 102, 111, 135, 140
offices of Jefferson and other counties, report of committee appointed to examine into affairs of the 290
offices of Jefferson and other counties, resolution paying committee appointed to visit 318, 338, 353, 359
of Jefferson county courts, bill to regulate the fees of the, 754, 1208, 1325, 1380, 1404, 1447
offices of Jefferson circuit court, resolution in regard to the, 762, 773, 796, 815, 856
offices of Jefferson county, resolution to pay committee appointed to visit, 1373, 1399, 1441, 1450
—see General Statutes.
—see Sheriffs.

Cline property, P. A., in Piketon, Pike county, act to direct the Auditor to sell the, 1242, 1255, 1272, 1299
Clinton—see Town.
Clinton county—see Clerks of county court of Lewis county.
Cloverport—see Fisher, E.
—see Schools, public.
Coal Company—see Muhlenburg Coal Company.
—see Pomeroy Coal Company.
—see Poplar Mountain Coal Company.
Coal and Iron Company—see Bessemer Coal and Iron Company.
—see Central Coal and Iron Company.
Coal, Iron, and Manufacturing Company—see Three Forks and Kentucky River Coal, Iron, and Manufacturing Company.
Coal, Iron, Lumber, Land, and Manufacturing Company—see Eastern Kentucky Coal, Iron, Lumber, Land, and Manufacturing Company.
Coal and Iron Mining, Lumber, and Timber Company—see Contrary Creek and Kentucky River Coal and Iron Mining, Lumber, and Timber Company.
—see Kentucky River Coal and Iron Mining, Lumber and Timber Company.
—see Myra Branch Coal and Iron Mining, Lumber, and Timber Company.
Coal and Iron Mining and Manufacturing Company—see Kentucky River Coal and Iron Mining and Manufacturing Company.
—see Middle Fork and Kentucky River Coal and Iron Mining and Manufacturing Company.
—see North Fork and Kentucky River Coal and Iron Mining and Manufacturing Company.
—see Sturgeon Creek and Kentucky River Coal and Iron Mining and Manufacturing Company.
Coal and Iron Mining, Oil, Salt, and Timber Company—see Frankfort Coal and Iron Mining, Oil, Salt, and Timber Company.
Coal and Iron Mining, Oil, Salt, and Timber Company—see Mike's Branch and Kentucky River Coal and Iron Mining, Oil, Salt, and Timber Company.
Coal and Railroad Company—see Terry Coal and Railroad Company.
Coal Road Company—see Licking River and Morgan Coal Road Company.
Coal Road Construction Company, bill to amend the charter of the, 700, 828, 882, 943, 963
Cobb, Charles S.—see Cobb, Mary E.
Cobb, Mary E., of Webster county, administratrix of Charles S. Cobb, deceased, bill for the benefit of, appropriating her the sum of fifty dollars_____119, 162, 187, 197

Code of Practice—see Pleading in civil cases.
Civil, bill to amend section 435 of chapter 3, title 10, of the, as to giving bond by legatees or distributees before receiving his legacy or distributable share ---------- 875, 1047, 1082, 1100
Civil, act to amend subsection 1 of section 51 of the ---------- 813
Civil, act to amend subsection 1, section 606, chapter 3, title 13, of the ---------- 1280
Civil, bill to amend section 705 of the ---------- 489, 1095
Civil, bill to amend the ---------- 1085, 1188, 1379, 1403, 1430
Civil, act to amend subsection 2, section 550, of the ---------- 878
Civil, bill to amend section 550, act regulating the practice in, 442, 1059, 1099, 1115
Civil, bill to amend act regulating the ---------- 475, 1095
Civil, bill to amend section 667 of the ---------- 252, 268, 1074
Civil, act to amend section 667 of the ---------- 969
Civil, bill to amend section 757 of an act regulating the, 1085, 1202, 1380, 1402, 1430
Civil, act to amend section 81 of the ---------- 1094
Civil, act to amend section 52 of the ---------- 1203
Civil, bill to amend section 111 of an act regulating the ---------- 252, 269
Civil, act to amend section 194 of the ---------- 326, 334, 341, 412
Civil, act to amend subsection 2 of section 550 of the ---------- 325
Civil, act to amend subsection 1 of section 667 of the ---------- 424, 1044
Civil, bill to repeal sections 116 and 117 of the 7th chapter, title 7, and sections 605 and 606 of chapter 3, title 13, of the ---------- 217, 1317
Civil, bill to amend section 3, an act regulating practice in the ---------- 199
Civil, bill to amend section 667, subsection 1, of the ---------- 103
Civil, bill to amend section 737 of the ---------- 143, 184, 202
Criminal, bill to amend subsection 1 of section 263 of the ---------- 1103
Criminal, act to amend sections 354 and 356 of the, 813, 1276, 1314, 1341
Criminal, act to amend section 55 of the ---------- 714
Criminal, act to repeal section 71, title 4, of the ---------- 325
Criminal, act to amend the ---------- 248, 342, 538, 558
Criminal, bill to amend section 203 of the ---------- 216, 326
Criminal, bill to amend section 85 of the ---------- 184
Criminal, bill to amend section 55 of the ---------- 143, 441
Criminal, act to amend section 340 of the ---------- 182, 594, 620, 624
Criminal, bill to amend title 6, chapter 8, section 280, of the, 143, 157
Criminal, bill to repeal section 281, title 6, chapter 281, of the, 143, 157
Criminal, act to amend section 353 of the ---------- 183, 620, 624
Criminal, act to amend subsection 1, section 85, chapter 1, title 5, of the ---------- 103
Criminal, bill to amend section 83, chapter 1, title 5, of the ---------- 103
Cole, J. C., clerk of the Lee circuit court, bill for the benefit of ---------- 375, 463
Collector, city—see city of Lexington.
Collectors of the revenue, bill authorizing the Auditor to appoint, under certain circumstances ---------- 890, 1047, 1082, 1101

College, Agricultural and Mechanical, report of the commission on the ---------- 65
bill to locate the ---------- 260, 374, 389
act to incorporate the, and to provide for the future management thereof, 574, 594, 620, 624
appointment of trustees for the ---------- 672
resolution to appoint a committee to confer with the Trustees of the, &c., 762, 770, 807, 818
report of committee appointed to visit ---------- 789
message of Governor in regard to ---------- 983
report of committee appointed to visit ---------- 984
act to amend act to incorporate the, &c., 1059, 1210, 1228
bill for the benefit of the, 1216, 1221, 1304, 1314, 1319
—see Geological Survey.
—see Sine Pendulum.
College, Columbus, in Hickman county, bill to amend and change act to incorporate the ---------- 542, 966, 1039, 1069
Commercial—see School, Normal.
East Lynn, in Larue county, bill to incorporate ---------- 131, 162, 187, 197
Greenville Female, bill to amend act to amend act to incorporate the, 449, 713, 806, 824
Harrison Female, act to incorporate the ---------- 113, 207, 224, 254
Magnolia, in Larue county, bill to incorporate the ---------- 908, 987, 1049, 1079
Princeton, bill to amend act to incorporate ---------- 312, 350, 390, 403
Scott-Saxton, of Elocution and Oratory, bill to incorporate the, 755, 1347, 1447
Shelbyville Female, bill to amend act to incorporate the ---908, 1059, 1150, 1196
Union, of Barbourville, act to charter ---------- 260, 374, 401, 402
Collinsville—See Road, turnpike.
Collinsville (7th) magisterial district, in Pendleton county, act to prohibit the sale of spirituous liquors in the ---------- 695, 700, 742, 773
Colored Orphans' Aid—see Association.
Colored Teachers' State Educational Association—see Association.
Columbia and Burksville— see Road, turnpike.
Columbus College—see College.
Columbus Kentucky Manufacturing Company, bill to amend act incorporating the, 541, 712, 752, 823
Columbus—see City.
Columbus and Tennessee—see Railroad company.
Combs, L. D., jailer of Perry county, bill for the benefit of ---------- 890, 1059, 1099, 1116
Combs, Wm., and W. J. Boone, bill for the benefit of ---------- 1220, 1343, 1402, 1430
Commercial Bank—see Bank.
Commercial College—see School, Normal.
Commercial Company—see American Commercial Company.
Commercial fertilizers—see Fertilizers.
Commission—see Railroad Commission.
Commissioner—see Graves of certain persons.
—see Judges, county.
—see Schools, common.

Commissioner of Agriculture, Horticulture, and Statistics, Charles E. Bowman appointed ---- 92
Commissioner of Agriculture, Horticulture, and Statistics—see Bowman, Chas. E.
Commissioners—see Asylum, Eastern Lunatic.
—see Asylum, Western Lunatic.
—see Carter county.
—see Institute, Feeble-minded.
Commissioners, county, for Kenton county, act to amend chapter 575 of act to provide for appointing and electing ---- 1329, 1399, 1440, 1450
Commissioners for the county of Kenton, act to provide for the appointing and electing, and defining their duties, &c. ---- 325, 361.482, 783, 816, 855
Commissioners for Kenton county, act to amend act to provide for appointing and electing, &c. ---- 921, 942, 954
Commissioner, school—see Schools, common.
master and special, and receivers of the various courts, bill in relation to ---- 208, 263, 345, 352, 392
of the Sinking Fund, bill directing the to complete the sale of turnpike stock to E. K. Thornton ---- 184
of the Sinking Fund, bill authorizing the Auditor to transfer to the revenue proper the surplus in the Sinking Fund, 733, 940, 1040, 1068
of the Sinking Fund, bill to authorize the to sell stock in turnpike roads, 931, 946
Committee, joint, appointed to examine into the affairs of the various clerks' offices of Jefferson and other counties ---- 102
joint, appointed on Penitentiary ---- 102
joint, appointed to consider the propriety of redistricting the judicial districts of the State ---- 102
of Conference—see Penitentiary.
of Conference on salaries—see Resolution, joint.
Senate, appointed on Retrenchment and Reform ---- 102
special Senate, appointed to inquire into the management of the Penitentiary, &c. ---- 102
special—see Penitentiary.
special—see Public Printer.
special, report of—see clerk's offices of Jefferson and other counties.
standing, on Retrenchment and Reform, Speaker directed to appoint ---- 87
Committees, allowance to—see Idiots, pauper.
special—see Clerk.
special—see Resolution, joint.
standing, list of ---- 83
Commonwealth Fire and Marine—see Insurance Company.
Confederate Soldiers' Home and Orphan Asylum, act to incorporate the, 240, 245, 254 256, 1400
Confederate Soldiers' Home and Orphan Asylum, act to amend act to incorporate the, 1409, 1440, 1449
Consistory—see Grand Consistory.
Constable—see Bowling Green magisterial district.
—see Franklin county.
deputy, bill to fix the qualifications of ---- 329

Constables—see Warren county.
Constitution, present, of this Commonwealth, bill to provide for altering, amending, or changing the ---- 91, 137, 212, 269, 348, 370, 384
Constitution—see Convention.
Constitutional Convention, resolution in regard to ---- 1400
act to continue in force chapter 910, as applicable to the returns of all elections for taking the sense of the people for calling a ---- 1408, 1415, 1440, 1449
Construction Company—see Coal Road Construction Company.
Contract—see Turnpike road companies.
Contract Company—see Kentucky Contract Company.
Contrary Creek and Kentucky River Coal and Iron Mining, Lumber, and Timber Company, bill to incorporate the ---- 805
Convention to revise the Constitution, act to take the sense of the people of this State as to the propriety of calling a ---- 119, 130
to revise the Constitution, act to take the sense of the people of this Commonwealth as to the propriety of calling a, and to regulate the manner of taking the list of qualified voters ---- 141, 171, 197, 206
to revise the Constitution, resolution directing members of the Senate to use their individual efforts to secure the calling of a ---- 385, 395
Convicts from other States, act to prohibit the introduction or working of within the limits of this State ---- 878, 1083, 1113, 1138
release of—see Penitentiary.
—see Penitentiary.
Cook, Mrs. Anna Oldham, elected State Librarian ---- 123, 124
Cook, John W., P. A. Cook, and W. H. Cook, of Warren county, bill for the benefit of ---- 151, 315, 352, 392
Cook, J. W., P. A., and W. H., and Henry Smith, of Warren county, act to amend act for the benefit of ---- 608, 786, 833, 873
Corder, M. D., late sheriff of Wayne county, bill for the benefit of, authorizing G. F. Ramsey to collect by distress the revenue and county levy due and uncollected for certain years ---- 118, 262, 297, 312
Corinth—see Town.
Corinth and Stringtown—see Road, turnpike.
Cornishville and Sharpsville—see Road, turnpike.
Corinth, Stringtown, and Cynthiana—see Road, turnpike.
Coroner—see Fayette county.
—see Nelson county.
—see Taylor county.
Coroners of this Commonwealth, bill for the benefit of the ---- 1300, 1391, 1405, 1446
Corporations, and to other persons holding or controlling trust funds, act to prevent illegal compensation to ---- 1498
formation of—see Henderson county.
Correction of Journal ---- 1451
Corydon—see Schools, common.
—see Town.
Cosby, Martha E., of Hart county, bill for the benefit of ---- 1085, 1201, 1250, 1274
Costello, Edward, and James W. Ingles, superintendent of poor-house of Bourbon county, bill for the benefit of ---- 1257, 1336, 1401, 1428

Costs in Commonwealth cases, act to further provide for the payment of ---------- 969
Cottingham, Isham, of Henderson county, bill for the benefit of----- 570, 887, 930, 950
Councilmen, Board of—see City of Newport.
County attorney—see Attorney.
County judge—see General Statutes.
County seat—see Ballard county.
County measurer—see McCracken county.
Court—see Federal court.
Courts—see General Statutes.
Courts of this Commonwealth, act to regulate the appellate jurisdiction of the, 488, 1347, 1359, 1405, 1446
Court of Appeals, resolution raising joint committee to ascertain and report the number of days that the, was in session--- 273, 348, 449, 474, 519
bill to regulate the titles of Reports of Decisions of the, 329, 388, 414, 432
bill to provide for publishing the Decisions of the------ 325, 456, 483
Decisions of—see Resolution.
—see Appeals.
—see Clerk of Court of Appeals.
—see General Statutes.
—see Greer, Sydney.
—see Reporter of the Court of Appeals.
Court, chancery, of Louisville, bill to authorize the late vice chancellor of the to sign certain orders and proceedings in----------461, 651, 678, 690
Courts, circuit—see Judicial districts.
bill regulating the jurisdiction of the, over the matters of which chancery courts, &c., have jurisdiction at the time such courts are abolished----------1361, 1390, 1405, 1447
in the first judicial district, bill to change and fix the time of holding the, &c.---------- 1330, 1344, 1415
in the first judicial district, act to change the time of holding, 1344, 1440, 1449
in the fourteenth judicial district, bill to restore to the, the jurisdiction taken from them by the act establishing a criminal court, &c.----------798, 834, 872
in the fifteenth judicial district, bill to change the time of holding-- 189
in the sixteenth judicial district, bill fixing the times of holding, 1277, 1322, 1445
of Breathitt and Leslie, bill to regulate the time of holding the, 1360, 1412, 1439, 1445
of Butler, act to regulate the jurisdiction of the, in common law actions----------424, 1360, 1406, 1426
of Daviess, act to regulate proceedings in civil actions in the, 574, 699, 742, 772
of Hardin, act to regulate proceedings in ordinary actions in, 153, 246, 270
of McCracken, act to regulate the appellate jurisdiction of the, over the judgments and final orders of the Paducah city court, &c.---------- 96, 101, 135, 140

Courts, circuit, of McCracken, Ballard, and Hickman, bill to regulate the civil jurisdiction of the, during the time the common pleas court exists in said counties, &c. 784, 1086, 1149, 1199
of McCracken, Ballard, and Hickman, act to provide for the transfer of certain suits, in 784, 1080, 1113, 1158
of Union, act to arrange the business of the, and directing the clerk to docket the cases in accordance therewith, 1161, 1256, 1298, 1315
Courts, circuit and chancery, of Kenton, bill to provide for transfer of causes to and from the 201, 252, 374, 390, 402
Courts, circuit and district—see Capitol.
Courts, circuit and criminal, bill requiring county attorneys to assist the Commonwealth's attorneys in 156
Courts, circuit, criminal, common pleas, county, and quarterly—see Clerks.
Courts, circuit and quarterly, act to regulate the appellate jurisdiction of 348
Court, city, of Louisville, and the remuneration of its officers, bill regulating the, 225, 377, 400, 444, 549, 473, 530
bill to amend act regulating the, and the remuneration of its officers 1102, 1179, 1227, 1255
Court of claims of Barren county, act to authorize the, to make an appropriation for the benefit of George C. Young and others, &c., 479, 796, 815, 855
of Breathitt, bill to legalize the proceedings of the, 1121, 1238, 1297, 1320
of Breckinridge, bill to legalize certain orders of the 733, 787, 814, 872
of Christian, act to enable the to create a sinking fund to redeem outstanding railroad bonds, &c. 787, 841, 871, 892
of Christian county, bill to authorize the, to subscribe to the capital stock of turnpike companies 799, 1128, 1194, 1234
of Daviess county, act to authorize the, to levy a tax to pay the floating debt, and for other purposes 479, 495, 528, 560
of Hardin county, act to fix the time of holding the, 1183, 1219, 1252, 1271
of Kenton county, bill authorizing the, to levy an ad valorem tax, 141, 162, 187, 197
of Lewis county, bill to empower the, to regulate the levying and collecting the county levy, and to levy an ad valorem tax for the payment of county expenses and claims 394, 651, 678, 689
of Meade county, bill authorizing the, to levy an ad valorem tax, 111, 263, 281, 297, 311
of Oldham county, act to legalize the orders of the, 153, 393, 415, 421
of Oldham county, bill empowering the, to sell the old court-house at Westport 1174, 1345, 1401, 1430
of Pike county, bill authorizing the, to make an allowance to the sheriff of said county, &c. 1123, 1178, 1251, 1274
of Pike county, bill authorizing the, to cause the delinquent tax-list to be sold at public outcry 1123, 1178, 1251, 1274
of Shelby county, bill to empower the, to levy an ad valorem tax, 189, 539, 565, 583

Court of claims of Shelby county, act for the benefit of 434, 463, 744, 779, 817
of Shelby county, bill to enable the, to issue and sell bonds to pay off the county levy, &c. 1122, 1201, 1273
Court of common pleas, act to repeal act creating a, in the counties of Boyle, Garrard, Lincoln, &c. 260, 418, 425, 459, 486, 493
in the counties of Boyle, Garrard, &c., act to amend act to repeal act creating a 574
in Edmonson county, bill to change the time of holding the, 376, 1207
of Fayette, Bourbon, Bath, Madison, Woodford, and Scott, act to amend act to create a ... 584, 600, 617, 619, 622, 1405
act to amend act to create a, in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott, 1084, 1412, 1447
Court, county—see Appeals.
and quarterly, of Greenup county, bill to change and regulate the time of holding the 114, 188, 213, 228
act to authorize the, to fix the time of holding the quarterly courts, 376, 444, 473, 518
act to authorize the, to establish work-houses, &c. 636
act to regulate the time of holding the regular terms of the 1220
of Anderson, bill to authorize the, to levy an ad valorem tax, 733, 759, 807, 823
Courts, county of Anderson, bill to legalize the subscription of stock by the, to the completion of the Lawrenceburg and Camdenville and Mt. Eden Turnpike No. 2 ..... 825, 1059, 1099, 1115
Ballard, act to enable the, to rebuild the court-house in Blandville, and to levy an ad valorem tax 533, 535, 551, 553
Ballard, act to enable the, to rebuild the court-house in Blandville, and issue bonds 533, 535, 551, 553
Ballard, act to require the Auditor to furnish to the clerk of the, copies of the assessor's books for 1879 ..... 533, 535, 551, 552
Ballard, bill to authorize the, to supply certain records of the, destroyed by fire, &c. 541, 566, 583
Ballard, act to authorize the to levy an ad valorem tax for county purposes 570, 759, 806, 824
Ballard, bill to authorize the, to re-establish the justices' districts and voting precincts, &c. 798, 832, 899, 919
Bath, act to amend act to amend act to empower the, to make subscriptions to the capital stock of turnpike roads, &c., 141, 170, 196, 207
Bath, bill to change the time of holding the 189
Bath, bill to repeal act to amend act to amend act to empower the to make subscriptions to the capital stock of turnpike roads, 240, 374,
Bath, act to amend act to amend act to empower the to make subscriptions to the capital stock of turnpike roads 1336, 1390
Bell, act authorizing the sale of certain books belonging to the State in the clerk's office of the 334, 1219, 1316, 1449
Boone, bill conferring special jurisdiction on judge of the in road cases 442, 576, 620, 622, 646

Courts, county of Boone, bill to legalize the orders and proceedings had and made by the at its regular January term, 1879, levying a tax for the erection of a poor-house ---- 189, 211, 235, 261
Bourbon—see Paton, J. E.
Boyd, bill to authorize the to apply the local tax on Chattaroi Railroad Company's road and property in payment of expenditures for right of way to a limited amount ---- 826, 966, 1042, 1069
Boyd, bill authorizing the to issue bonds for the purpose of securing funds to build a road ---- 1136
Boyle, bill to empower the to levy an ad valorem tax, 394, 711, 740, 781
Caldwell, bill to render valid certain proceedings of the, 682, 887, 980, 1010
Campbell, act to validate the recording of certain instruments of writing entered in the record books in the clerk's office, of the, 114, 141, 166, 178
Campbell, act to cure and perfect defects of the records existing in the clerk's office of the ---- 131, 156, 168, 179, 181
Carter, act to authorize the to levy and provide for the collection of a tax to discharge an indebtedness created by said county, &c. ---- 114, 207
Carter, act authorizing and empowering the to levy and collect an ad valorem tax on the taxable property to pay the expenses incurred in the several actions brought by the bondholders of Carter county, issued in its subscription to the capital stock of the Lexington and Big Sandy Railroad ---- 397, 699, 742, 772
Carter, act legalizing certain orders of the concerning the sale and purchase of certain lands ---- 397, 724, 953, 817
Carter and Elliott, bill to prohibit the from exonerating persons from the payment of taxes, after the same have been paid to the sheriff ---- 633, 803, 834, 872
Carroll, bill to authorize the to issue bonds to pay its indebtedness ---- 647, 1202, 1250, 1275
Cumberland, bill to authorize the to levy a tax for county purposes ---- 570, 885, 943, 963
Edmonson, bill legalizing the action of the in ordering the treasurer to borrow money to pay off bonds ---- 258, 333, 352, 392
Edmonson, bill to authorize the to levy a tax to pay off the present indebtedness of said county, &c. ---- 570, 1125, 1193, 1234
Edmonson, bill authorizing to levy a tax to build a bridge across Bear creek ---- 570, 939, 1041
Edmonson, bill to authorize the judge of the to sign certain orders ---- 1122, 1163, 1185, 1206, 1234, 1255, 1313, 1359
Fayette, act to authorize the to issue bonds of said county for the purpose of providing for the payment of the coupons on the outstanding, and to provide for the payment of the coupons and the redemption of the bonds to be issued under this act, 142, 237, 252, 271

nty of Fayette, act to authorize to issue bonds for the purchase of lands for the erection of buildings for the Agricultural and Mechanical College ---- 104, 207, 224, 254
Fayette, bill to amend act to authorize the to issue bonds for the use of the Agricultural and Mechanical College ---- 646, 679, 689
Fayette, bill to empower the to purchase stock in turnpike roads already completed, &c. ---- 1257, 1391, 1406, 1446
Fayette, act to amend act to authorize the to issue bonds for the purchase of lands for the use of the Agricultural and Mechanical College, &c. ---- 1348, 1359, 1407, 1426
Franklin, bill to amend act to authorize the to issue bonds for the aid of turnpike roads, &c. ---- 701, 877, 914, 943, 964
Fulton, bill to authorize the to sell the delinquent tax-list, &c., 570, 888, 1083, 1150, 1196
Gallatin, bill legalizing and authorizing the to levy a tax and issue bonds for public improvements ---- 299, 360, 431, 441
Gallatin, bill to empower the to take stock in turnpike roads, 584, 641, 678, 689
Gallatin, act to amend act to empower the to take stock in turnpike roads ---- 878, 1158, 1210, 1230
Grant, bill authorizing and empowering the to take charge of that portion of the Covington and Lexington Turnpike Road in said county ---- 356, 389, 415, 432
Grant, bill to authorize the to issue bonds to pay off outstanding indebtedness ---- 405, 575, 605, 621
Grant, bill to empower the to make subscriptions to the stock in turnpike roads ---- 1028, 1321, 1401, 1429
Graves and Marshall, bill to prohibit from changing roads in said counties, without due notice being given ---- 608
Grayson, bill to authorize and empower the to refund the outstanding railroad bonded debt of Grayson county ---- 258, 814, 873
Grayson, act to enable the, to retire the outstanding railroad bonded debt of Grayson county ---- 300
Grayson, bill to empower the judge of the, to appoint a collector of the delinquent tithes in each of the justices' districts, &c., 633, 1059, 1099, 1115
Hancock, bill to empower and authorize the, to borrow money for the purpose of building and repairing bridges, 798, 885, 979, 1009
Hart, act authorizing the judge of the, to appoint a clerk for the Hart quarterly court ---- 192, 393, 415, 421
Hart, act to amend act authorizing the judge of the, to appoint a clerk for the Hart quarterly court ---- 664, 889, 915, 928
Henderson, bill to authorize the judge of the, to settle the accounts of W. B. Washington, trustee of F. B. Cromwell, 376, 444, 473, 518
Henderson, act to change the time of holding the, 878, 937, 961, 973

Courts, county of Henderson, bill to empower the, to take stock in turnpike roads, &c. 797, 1028, 1151, 1197
Hopkins, act to regulate jurisdiction, and define the duties of the, in laying the levy, appropriating money, &c. 599
Henry, bill to authorize the, to issue bonds bearing interest at the rate of six per centum per annum, &c. 734, 1124, 1194, 1234
Jefferson, bill to amend act requiring the, to appoint a measurer of tan-bark 151, 301, 411, 430, 441
Jessamine, bill to authorize the, to levy an ad valorem tax of twenty-five cents on the one hundred dollars, for county purposes 189, 350, 449, 473, 518
Lawrence, bill to amend act to authorize the, to levy a tax for road and bridge purposes, &c. 623, 684, 740, 782, 1234
Lawrence, bill to authorize and empower the, to issue bonds to pay for the right of way of the Chattaroi Railroad Company, &c., 826, 966, 1042, 1070
Lawrence, bill to amend act to authorize the, to levy an additional tax for road and bridge purposes, &c. 951, 1124, 1193
Leslie, bill to authorize the, to issue bonds to creditors for work done on public buildings 406, 968, 1039, 1070
Lewis, act to authorize the, to build a bridge across Salt Lick creek, &c. 1139, 1256, 1298, 1316
Lincoln, bill to authorize the to levy and collect a tax for county purposes 608, 911, 979, 1011
Logan, act to authorize the to levy and collect an additional tax, 747, 841, 871, 892
Lyon, bill requiring notice to be given of motions for the allowance of certain claims, and of the erection of public works by the 622, 887, 1040, 1067
Lyon, bill to authorize the to sell delinquent tax lists, &c., 622, 887, 979, 1009
Marion, bill to legalize the actions of the March term of the 842
Menifee and Bath, bill to empower the, to settle the claims of Bath against that part of Menifee taken from Bath, growing out of the bonds issued by Bath county to the Lexington and Big Sandy Railroad 475, 786, 815, 874
Mercer, bill to authorize the, to convey to the trustees of the town Harrodsburg of a section of the court-house square for certain purposes 282, 331, 411, 456, 469
Mercer, bill to empower the, to make subscription to capital stock in turnpike roads in Mercer county 460, 695, 809, 930, 950
Montgomery, bill to amend act to authorize and empower the, to issue bonds for the purpose of refunding and paying the unpaid bonds of the Lexington and Big Sandy Railroad, 908, 966, 1039, 1069
Morgan, act to authorize the, to levy a poll and ad valorem tax for bridge purposes 891, 937, 961, 973
Owen, bill authorizing the, to issue and sell bonds to pay off its indebtedness, and to provide for the payment thereof, 238, 249, 270, 281

Courts, county of Owen, act to amend act to authorize the, to issue bonds to pay off its indebtedness ---- 1161, 1431, 1440, 1449
Pendleton, act to amend act to empower the, to make subscriptions to the capital stock of turnpike roads in said county, 114, 118, 166, 178
Pendleton, bill to empower the, to borrow money for bridge purposes ---- 784, 876, 1437
Pendleton, act to authorize the, to borrow money to aid in building turnpike roads, &c. ---- 940, 1084, 1113, 1138
Pike, bill to authorize the clerk of the, to settle with guardians, executors, and administrators ---- 784, 1074, 1088
Pike, bill authorizing and directing the, at their sittings as a court of levy and claims, to elect a treasurer, &c. ---- 906
Pulaski, bill to authorize the, to agree upon a compensation to the sheriff, tax collector, &c. ---- 394, 576, 605, 622
Pulaski, bill to authorize the, to issue bonds to redeem the present court-house bonds ---- 634, 678, 689
Russell, bill legalizing the levy of tax for court-house building by the ---- 189, 216, 245, 260
Simpson, bill legalizing all acts of the, regarding jail, 189, 340, 362, 393
Simpson, bill to authorize the, to levy a tax for bridge purposes, 810, 1368, 1404, 1447
Simpson, bill authorizing the, to impose an extra tax for road improvements ---- 1122, 1181, 1227, 1254
Spencer, bill authorizing the, to increase the county levy, 841, 887, 942, 964
Union, act to empower the, to dispose of the delinquent lists, &c. ---- 704, 796, 815, 855
Union, act for the benefit of, authorizing the, to appoint a collector of county revenue ---- 953, 1136, 1316, 1333, 1341
Washington, bill to legalize the levy of ten cents on the one hundred dollars of the taxable property of Washington county made by the ---- 394, 463, 486, 517
Washington, bill to authorize the, to issue bonds to build turnpike roads, &c. ---- 1393, 1438, 1446
Wayne, act to authorize the, to refund the court-house debt at a rate of interest not to exceed six per cent. ---- 143, 188, 213, 228
Woodford, bill to authorize the present judge of the, to sign the orders of the county and quarterly courts left unsigned by his predecessor ---- 169, 197, 207
Woodford, act to authorize the, to issue bonds to enlarge and improve the court-house ---- 360, 404, 431, 434
Woodford county, bill to change the time for holding the, 394, 443, 473, 518
Woodford, bill to repeal act to change the time of holding the, 682, 694, 740, 782

Court, criminal, in the sixth judicial district and Hardin county, act to repeal act establishing a ---- 163, 192, 459, 487, 493
in the fourteenth judicial district, act to repeal act to establish a, and to transfer the record and causes therein pending to the circuit courts of said district ---- 174, 329, 344, 347
in the sixteenth judicial district, bill to repeal act to create a, and to transfer the records and causes therein pending to the circuit courts of said district ---- 174, 338, 352, 359
at Alexandria, in the 12th judicial district, act to provide for the holding of terms of the ---- 418, 736, 769, 824
docket of—see Judicial district, 11th.
resolution to abolish various of the Commonwealth—see Resolution, joint.
Court-house—see Court, county, of Ballard.
—see Court of claims of Oldham county.
—see Court, county, of Woodford.
bonds—see Court, county, of Pulaski.
—see Court, county, of Russell.
erection of—see Ballard county.
square—see Court, county, of Mercer.
Courts of Hart county, act regulating the jurisdiction of the, over claims against said county in certain cases ---- 734
Courts, inferior, of Garrard county, bill for the benefit of ---- 812, 1083, 1113, 1139
Courts, justices, in Madison, act concerning ---- 690, 1179, 1226, 1255
Court, levy, of Livingston county, bill to authorize the, to levy an additional ad valorem tax ---- 376, 444, 473, 518
of Madison, act to empower the, to increase the ad valorem tax ---- 664
Court, Louisville chancery, act to regulate the transfer of cases between the, and the vice chancellor's court ---- 1381, 1404, 1447
Court, police, of Franklin, bill regulating trial of prosecutions in the, &c., 634, 1087, 1150, 1198
of Lagrange, bill to legalize the orders and proceedings of the, 1174, 1368, 1403, 1428
in the town of Lancaster, Garrard county, act to increase the penal jurisdiction of the ---- 161
of the town of Winchester, Clark county, bill to amend act to create the ---- 842, 1239, 1297, 1320
Courts, quarterly—see Courts, circuit and quarterly.
—see Courts, county.
act to confer jurisdiction on, in cases of misdemeanor, when the punishment is limited to a fine of $200, &c. ---- 819, 1207
of Bath, bill to increase the jurisdiction of the, &c. ---- 825
of Bracken, act to change and fix the time of holding ---- 333
of Christian, bill to fix the terms of the ---- 1277, 1345, 1402, 1431
of Fayette, bill to authorize the judge of the, to appoint a clerk for said court, and to define his power and duties ---- 189, 216, 245, 261
of Fayette, bill to extend and regulate the civil jurisdiction of the, &c. ---- 299, 388, 414, 432
in Garrard county, act to regulate the time of holding the, 1111, 1199, 1228, 1246

Courts, quarterly, in Jessamine county, bill to change the time of holding the, 132, 166, 180
of Kenton, act to regulate proceedings in the 977, 1102
of Mason, act to increase the jurisdiction of the, 969, 1135, 1194, 1229
of Morgan, bill to change the time of holding the, 189, 315, 336, 345
of Oldham, bill changing the time of holding the March term of the 189, 315, 336, 345
of Owen, bill to extend and regulate the civil jurisdiction of the, 797, 1182, 1279, 1401, 1430
of Shelby, bill to change the time of holding the, 1137, 1238, 1313, 1359
and justices of the peace, bill to amend chapter 503 of act to regulate the jurisdiction of 376, 437, 473, 518
and justices of the peace of Barren county, bill to increase the jurisdiction of the 423, 628
and justices of the peace, bill to amend act to regulate the jurisdiction of, in Fulton, Hickman, and Graves counties, 132, 170, 196, 207
justices', city, &c —see Juries.
Court, superior, of Kentucky, bill to create and establish the 142, 1095
Courts, U. S. circuit and district, use of Senate Chamber granted to 450
Covington—see City.
—see Knights of St. George.
judicial district—see Judicial district, 12th.
and DeCourcey creek—see Road, turnpike.
Covington and Lexington Turnpike Road—see Court, county, of Grant.
Covington and Lexington—see Road, turnpike.
Covington Protestant Children's Home, act for the establishment of, and to incorporate the 775, 1012, 1064, 1099
Covington Stock Yard Company—see General Statutes.
Covington and Taylor's Mills—see Road, turnpike.
Cox, Attila, appeared and took his seat 94
Cox, W. W., late judge of Morgan county court, act for the benefit of 174, 393
late sheriff of Morgan county, act for the benefit of 174, 393
Cox Lodge—see Lodge.
Craddock, John T., of Hart county, act for the benefit of 161, 754, 807, 817
Craig, E. S., late judge of the city court of Louisville, bill to authorize to sign the orders of said court for the years 1867 and 1868 755, 897, 979, 1010
Craig, Newton, resolution appointing persons to investigate the accounts of 1329
Craig, N., resolution concerning a settlement with 975, 1147, 1187, 1323
Creditors, bill to still further regulate the rights and duties of trustees for the benefit of 417, 727
—see Court, county, of Leslie.
of Allensville Turnpike Road Company—see Road, turnpike.
Crime of abortion—see Abortion.
seduction—see Seduction.
Crimes and Punishments—see General Statutes.
Criminal and civil procedure—see Judicial district, tenth.

Crittenden, John Allen, nominated for Door-keeper 21, 30
Cromwell, F. B.—see Court, county, of Henderson.
Cromwell, W. V.—see Johnston, M. C.
Cumberland county—see Bruton, C. S.
—see Line, county.
—see School district.
Cumberland county court—see Court, county, of Cumberland.
Cumberland and Green river—see Railroad company.
Cumberland and Ohio—see Railroad company.
Cumberland river, bill ceding jurisdiction to the United States to lands bordering on 1103, 1151, 1197
Cumberland river—see Archer, Mancourt & Co.
Cumberland River Railway, Mining, and Manufacturing Company, act to charter the, 649, 875, 916, 947
Cunningham, Jesse, of Clark county, bill for the benefit of 1012, 1180, 1251, 1275
Curdsville—see Town.
Curran street—see City of Louisville.
Curry, Jo., and Jack Curry, of Fulton county, bill for the benefit of, 701, 888, 979, 1009
Cynthiana—see School, graded.
—see Town.
Cynthiana, Connersville, and Scott County—see Road, turnpike.
Cynthiana and Falmouth—see Road, turnpike.
Cynthiana Graded City—see School.
Cynthiana and Millersburg—see Road, turnpike.
Cynthiana, Paddy's Run and Lair's Station—see Road, turnpike.
Daniel Boone Mining Company, bill to incorporate the 1159, 1177, 1379, 1405, 1447
Danville—see Town.
Danville Gas-light Company, bill to amend act to incorporate the 405, 887, 943, 964
Danville and Perryville—see Road, turnpike.
Daum, Eginhart, jr., late sheriff of Bracken county, act to enable the commissioners of the sinking fund of Bracken county to settle and compromise with, 1125, 1276, 1320, 1378, 1395
Davidson, Ira J., clerk of the Perry county court, bill for the benefit of, 1045, 1202, 1250, 1274
Daviess circuit court—see Court, circuit, of Daviess.
Daviess county—see Atchison, J. D.
—see Court of claims.
—see Evans & Clements.
—see Followay, John.
—see General Statutes.
—see Thomas, Richard.
Daviess County Gravel Road Company, act to incorporate the 676
Davis, W. H. and J. H., sheriff and late sheriff of Ballard county, act for the benefit of 533, 825, 844, 855
Davis, J. H., sheriff of Ballard county, act to extend further time in which, shall pay the revenue due, &c. 533, 535, 552, 553
Davis, John F., clerk of the Shelby county court, bill to enable, to correct and perfect certain certificates to deeds and mortgages, &c. 1123, 1338, 1362

Davis, Moses, of Garrard county, act for the benefit of ---- 804, 1083, 1113, 1138
Dayton—see City.
Deaf and Dumb Asylum at Danville, resolution appointing joint committee to visit the ---- 170, 215, 236, 254, 437
Deaf and Dumb Institution at Danville, report of committee appointed to visit ---- 437
Samuel Ayres, J. W. Alcorn, George R. McKee, W. Logan Caldwell appointed commissioners of ---- 120
Deaf and Dumb—see Institution for the Deaf and Dumb.
Dean, S. M.—see Taylor, J. H.
Deaton, Alexander, late sheriff of Breathitt county, bill for the benefit of, 754, 986, 1099, 1115
Debt—see Bracken county.
Debt, bonded, compromise of—see Green county.
Debt, bonded—see Lincoln county.
Debt, payment of—see Property.
Debt, railroad—see Mason county.
Debt, railroad bonded—see Court, county, of Grayson.
Debts owing by corporations—see Resolution.
Debts, compromise of—see Allen county.
Debts, compromise of—see Logan county.
Debts, compromise of—see McCracken county.
Debts, compromise of—see Taylor county.
Debts, court-house—see Union county.
Debts, funding of—see City of Lexington.
Debts, jail—see Union county.
Debts, railroad—see Allen county.
Decisions—see Court of Appeals.
Deering Camp Ground Association—see Association.
Deering Camp Meeting Ground—see Nicholas county.
Deeds and other writings—see Ballard county.
Deficiency—see Revenue.
Dehoney, George W., committee of Robert Wheat, act for the benefit of ---- 681
Demoss, James T., sheriff of Oldham county, bill for the relief of ---- 634, 803, 834, 873
Deposit Bank—see Bank.
Deputy constable—see Constable.
Derrington, E. J., of Fulton county, bill for the benefit of ---- 970
Devan, William, John Gillooly, and John Tully, bill to bestow medals upon, for heroic deeds ---- 426, 457, 470
Diamond Island Bend Fence Company, bill to incorporate the ---- 633, 713, 740, 780
Dickens, John B.—see Foxworthy, Alexander.
Dickey, J. B.—see Foxworthy, Alexander.
Dick's river and Hanging Fork—see Fish.
Dick's River and Lancaster—see Road, turnpike.
Dobyns, H. B., deceased, bill for the benefit of the administrator of, 570, 785, 815, 873
Dogs, bill to repeal act to provide for a levy of a tax upon, and to protect the rights of owners thereof, in certain counties ---- 101, 116, 130, 131, 166, 180
bill to repeal act to provide for the levy of a tax on, and to protect the rights of owners of, in certain counties ---- 118, 136, 166, 180
—see Sheep.

Donovan, S. A., late sheriff of Bracken county, act to authorize the Board of Commissioners of the Sinking Fund to compromise with ---- 408, 1173, 1209, 1229
Door-keeper, Duncan Harding elected ---- 30
Door-keeper—see Officers of the Senate.
Disabilities—see Henson, Llewellyn.
Distilling Company—see Redmon Distilling Company.
Distress warrants, bill in relation to ---- 1433
District No. 4—see Harrison county.
Districts—see Judicial districts.
Ditto, Polk, late sheriff of Henry county, bill for the benefit of ---- 449, 543, 565, 584
Dixon—see Town.
Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county, act to incorporate the ---- 424, 540, 566, 588
of Royal Arch Masons, in Webster county, act to incorporate the ---- 664, 919, 944, 954
Dixon Lodge—see Lodge.
Dixon and Princeton—see Railroad Company.
Draining Company—see Bransford Draining Company.
Drennon—see Road, turnpike.
Drifts or booms, temporary, in Station Camp creek, Estill county, act to authorize the construction of ---- 1225, 1235, 1298, 1315
Druggists and pharmaceutists, bill to exempt from serving on juries, 329, 803, 834, 873
Dry Creek and Covington—see Road, turnpike.
Dry Ridge, Lawrenceville, and Owen—see Road, turnpike.
Dry Run and Lytle's Fork—see Road, turnpike.
Dry Run and Oxford—see Road, turnpike.
Duganville and Forsythe Mill—see Road, turnpike.
Dulan, J. S.—see Petition.
Duncansville and Chaplin—see Road, turnpike.
Dupriest, J. B., bill to allow the heirs of, to redeem land sold for taxes, 460, 535, 566, 583
Dutch Fish Trap Bridge Company, bill to incorporate the, and to facilitate communication between the counties of Hopkins and McLean ---- 907, 1058, 1149, 1197
Dutch Tract Cemetery Company—see Cemetery Company.
Duvall, J. M., present sheriff of Edmonson county, bill for the benefit of ---- 668
Eagle Valley Hotel Company, in Carroll county, bill to incorporate the, 700, 967, 1043, 1068
East Cairo and Paducah—see Railroad company.
Eastern Blue Grass Lead and Silver Mine, No. 1, bill incorporating the, 406, 760, 783, 806, 823
Eastern Kentucky Building Association—see Association.
Eastern Kentucky Coal, Iron, Lumber, Land, and Manufacturing Company, bill to revive and continue in force act to incorporate the ---- 1220
Eastern Kentucky Lunatic Asylum—see Asylum.
East Kentucky High—see School.
East Lynn College—see College.
Eddyville Male and Female Academy—see Academy.
Eden and Forest Grove—see Road, turnpike.
Edison Electric Light Company—see Louisville Edison Electric Light Company.

Edmonson county—see Court of common pleas.
—see Vanmeter, Decatur.
Edmonson county court—see Court, county, of Edmonson.
Edmonton—see Town.
Education, compulsory—see Resolution.
Ehret, Anton, bill for the benefit of 716, 886, 943, 964
Eldorado and Dugansville—see Road, turnpike.
Electric Light Company—see Louisville Edison Electric Light Company.
Electric Light and Heating Company—see Bowling Green Electric Light and Heating Company.
—see Paducah Electric Light and Heating Company.
Electric Lighting Company—see Kentucky Steam Heating and Electric Lighting Company.
Elections, primary—see Voting at primary elections.
Elizabethtown—see Town.
Elizabethtown Driving Park and Fair Ground Association—see Association.
Elizabethtown and Hodgenville Telephone Company, act to incorporate the, 912, 1084, 1113, 1138
Elizabethtown, Lexington, and Big Sandy Railroad Company—see City of Ashland.
Elizabethtown and Paducah—see Railroad Company.
Elisors—see General Statutes.
Elizaville and Helena—see Road, turnpike.
Elizaville Lodge—see Lodge.
Elliott county—see School bonds.
—see Carter county.
—see Claims.
—see Judges of Carter and Elliott counties.
—see Judges, special.
—see Line.
—see Spradlin, H. J.
—see Wells, R. F.
court—see Court, county, of Carter.
Elliott, John M. jr., nominated for Assistant Clerk 5
Elliott, Mrs. Susan J., widow of Hon. John M. Elliott, deceased, resolution for the benefit of 238, 268, 275, 309, 319
Elocution and Oratory—see College, Scott-Saxton.
Eminence—see Town.
Eminence and Clear Creek—see Road, turnpike.
Eminence and Franklinton—see Road, turnpike.
Ennis, James R., and Joseph A. Ennis, of Owen county, bill for the benefit of 920, 1052
Errata, correction of Journal 1451
Estate, real—see Berry, J. T.
Eskridge, Louisa, bill empowering to act as a *feme sole* 733, 802, 834, 873
Estill county—see Kentucky river.
—see Lee county.
Estill and Lee counties, act for the benefit of 755, 1087, 1150, 1196
Estill Seminary—see Seminary.

Evans & Clemants, in the town of Whitesville, Daviess county, bill validating coffee-house license for ---- 131, 191, 213
Evening Post, Louisville, bill in relation to the ---- 1375, 1403, 1429
Evidence, Committee on the Judiciary directed to inquire into the expediency of changing the law of ---- 139, 176
Ewing—see Town.
Ewing, E. M., appointed Second Assistant Clerk ---- 757
Excelsior Male and Female Collegiate—see Institution.
Exchange Bank—see Bank.
Executions—see General Statutes.
Express Company—see Union Express Company.
Ezell Lodge—see Lodge.
Factors—see Principals.
Fair Company—see Ohio County Fair Company.
Fairview—see Cemetery.
Falls City—see Lodge.
Falls of the Ohio—see Life-saving Station.
Falmouth—see Town.
Falmouth and Berryville—see Road, turnpike.
Falmouth and Clayville—see Road, turnpike.
Falmouth, Chipman Hall, and Williamstown—see Road, turnpike.
Falmouth and Cynthiana—see Road, turnpike.
Falmouth and Lennoxburg—see Road, turnpike.
Falmouth and Milford—see Road, turnpike.
Falmouth and Wagener's Ferry—see Road, turnpike.
Fancy Farm—see Town.
Fare—see Railways, street.
Farmer, Matthew, and Frankie Land, of Pulaski county, bill for the benefit of ---- 475
Farmers' Bank—see Bank.
Farmers and Drovers'—see Bank.
Farmers' Mutual Aid Association—see Association.
Father Matthew's Total Abstinence—see Society.
Fayette county, act to provide for the sealer of weights and measures in, &c, 664, 744, 779, 817
act for the benefit of the coroner of ---- 733
bill to repeal all acts and parts of acts, so far as the same authorizes the to subscribe stock in railroad companies, 701, 898, 1102, 1149, 1199
—see Court of common pleas.
—see Justices of the peace.
—see Kenton county.
—see School district.
Fayette county court—see Court, county, of Fayette.
Fayette quarterly court—see Court, quarterly, of Fayette.
Federal court building at the seat of government, resolution in relation to the erection of ---- 424, 451, 486, 518
Federal relations, report of committee on ---- 1051
Feeble-minded Children—see Institution.
Feeble-minded Institute—see Institute.

Fees of certain officers, bill to regulate the, in trials of writs of forcible entry and detainer---183, 417, 1223, 1253, 1271
Fees, bill to regulate the payment of incident to examining trials on charge of felony, 1165, 1376
—see Clerks of Jefferson county courts.
—see General Statutes.
—see Officers, public.
—see Jailers.
—see Judges, county.
—see Justices of the peace.
—see Sheriffs.
Fees and taxes—see Sheriffs and ex-sheriffs.
Felony—see Seduction.
Felony, charge of—see Fees.
Females to practice law in Kentucky, bill to permit--- 96
Feme sole—see Eskridge, Louisa.
Fence Company—see Diamond Island Bend Fence Company.
—see Scuffletown Fence Company.
Fence, lawful—see Kentucky river.
Fences, live, in Kenton and Boone counties, bill for the encouragement and protection of---189, 216, 245, 260
Ferguson, Henry C., of Morgan county, bill authorizing the appointment of, as deputy county court clerk, &c.---938, 1180, 1251, 1274
Ferry-keepers of Breckinridge, Hancock, and Greenup counties, act for the benefit of---1183, 1256, 1298, 1410
Ferry established at the town of Russell—see Young, Benj. F.
Ferries—see General Statutes.
Fertilizers, commercial, act to prevent fraud in the manufacture and sale of, 201, 1116, 1153, 1176
Fields, Lieut. Col. Ezekiel—see Resolution, joint.
Fields, Henry, of Perry county, act for the benefit of, 791, 1084, 1373, 1407, 1426
late sheriff of Perry county, act for the benefit of, 788, 1083, 1113, 1139
Fine—see Helmer, Jacob.
First Presbyterian Church—see Church.
Fire-proof Public Offices, act to provide for the fitting up and furnishing certain rooms in the---975, 1282, 1359, 1407, 1426
Fish in the waters of Dick's river and Hanging Fork, act to prevent the destruction of--- 300, 540, 606, 614
bill to amend act to prevent the destruction of--- 1408
Fish in the waters of Slate creek, within the boundaries of Bath county, bill to prevent the destruction of--- 1220
Fisher, E., police judge of Cloverport, bill for the benefit of--- 394, 498, 538, 568
Fisher, James, assessor of Ballard county, bill for the benefit of---1277, 1314, 1359
Fishes, food, bill to repeal act for the protection and propagation of, in the waters of State of Kentucky, so far as the same applies to Tennessee river, in Calloway county--- 570, 760, 834, 874
bill to amend act for the propagation and protection of, in the State of Kentucky--- 1313

Fishes, food, bill appropriating money for restocking the waters of Kentucky with, 1044, 1205, 1250, 1275
Fishing Club—see Kenton County Gunning and Fishing Club.
Fish Point or Gresham's Ferry, bill to regulate and reduce the toll at 1236, 1297, 1320
Fitzpatrick, W. H., late sheriff of Floyd county, bill for the benefit of, 1084, 1346, 1401, 1429
Flag, national, resolution, joint, in relation to hoisting the, over the dome of the Capitol 88, 111, 135, 140
Flagstaff on Capitol dome, resolution directing the lengthening of 89
Fleming county—see Caywood, Thomas H.
—see Claims.
—see Clark county.
—see Hart, N. H., and N. O Kendall.
—see Morrissey, Minnie.
—see Nicholas county.
—see Samuel, William S.
—see Scott, John.
Flemingsburg—see Town.
Flint, Benj., nominated for Door-keeper 21, 30
Florence—see Town.
Floyd county—see Claims.
—see Harris, James P.
—see Line, county.
Floyd's defeat—see Graves of certain persons.
Followay, John, of Daviess county, bill for the benefit of 1257, 1368, 1401, 1430
Foote, C. D., appointed on joint committee on re-districting the State into judicial districts 161
Forcible entry and detainer—see Fees.
—see Jury.
Ford, Timothy, of Garrard county, act for the benefit of 626, 875, 916, 929
Fordville Lodge—see Lodge.
Forest Hill Inclined Plane—see Railroad company.
Forks of Elkhorn—see Road, turnpike.
Foster—see Road, turnpike.
Fountain Ferry Road, in Jefferson county, act authorizing the improvement of the, 878, 1027, 1050, 1099
Fountain Tent, No. 137, National Order of Rechabites, bill to incorporate, 1236, 1296, 1320
Four-mile and Twelve-mile—see Road, turnpike.
Fox Creek and Bond's Mill—see Road, turnpike.
Foxworthy, Alexander, J. B. Dickey, and W. J. Goddard, securities of Alfred Norwood, late sheriff of Fleming county, bill authorizing to collect uncollected taxes, 1072
Foxworthy, Alexander, W. J. Goddard, and John B. Dickey, bill for the benefit of 608, 1086, 1150, 1196
Foxes—see Reward.
Fraize, C. M., of Hardin county, act for the benefit of 182, 393
Frankfort—see City.
Frankfort Bridge Company—see City of Frankfort.

Frankfort Coal and Iron Mining, Oil, Salt, and Timber Company, act to incorporate the ---- 1174, 1281, 1359, 1402, 1429
Frankfort Colored School—see School.
Frankfort Council—see Royal Templars of Temperance.
Franklin county, bill authorizing to fund her indebtedness by issuing new bonds, &c. ---- 357, 664, 698, 707
bill for the benefit of the Board of Internal Improvement of, 700, 967, 1042, 1068
act to authorize the constable in the first magisterial district in the, to appoint a deputy ---- 376, 443, 473, 518
—see Adams, James.
—see Court, police.
Franklin—see Town.
Franklin county court—see Court, county, of Franklin.
Franklin Insurance—see Insurance company.
Frauds on the Treasury—see Resolution, joint.
Fraudulent claims—see Claims.
Free and Accepted Masons—see Lodge.
Freights and passengers—see Railroad companies.
Freight—see Railroads.
Frenchburg—see Town.
Frenchburg Deposit Bank—see Bank.
Fuel, Nancy, a pauper idiot of Boyle county ---- 272
Fuller Oil Company, bill to change the name of the to the Kentucky Central Land Company, and to amend its charter ---- 520, 968, 1039, 1070
Fulton—see Town.
Fulton county, bill to amend act to prohibit granting license to coffee-house, saloon, tavern, or tippling-houses to sell spirituous liquors in, 854, 926, 980, 1010
—see Birds.
—see Court, quarterly.
—see Curry, Jo.
—see Derrington, E. J.
court—see Court, county, of Fulton.
Gaines, John W., bill for the benefit of ---- 921, 987, 1049, 1071
Gallatin county court—see Court, county, of Gallatin.
Gallilean Lodge—see Lodge.
Game and small birds, bill to amend act to protect, and punish trespass, 272, 789, 1432, 1439, 1448
—see Campbell county.
Game—see Kenton, Campbell, Fayette, and Madison counties.
Gardiner, T. S., of Grayson county, act for the benefit of ---- 1208, 1276
Garrard county, bill authorizing precinct No. 2 in, to subscribe to the capital stock of the Lancaster and Buckeye Turnpike Road Company, &c., 659, 704, 740, 781
bill for the benefit of the assessor of ---- 1159, 1209, 1235
—see Davis, Moses.
—see Court of common pleas of Boyle.

Garrard county —see Court, police.
—see Courts, inferior.
—see Ford, Timothy.
—see Lusk, R. D.
—see Mays, Dr. Nelson.
—see Peacock, S. M.
—see Ready, John M.
—see School district.
—see Woodford, Boyle, and Garrard counties.
and Kirksville—see Road, turnpike.
Garrard quarterly court—see Court, quarterly, of Garrard.
Gas Companies—see Auditor.
—see Resolution.
Gas-light Company—see Citizens' Gas-light Company.
—see Danville Gas light Company.
Gathright, John T, added to the Committee on Finance ---------- 92
appointed on special committee to take into consideration the defects in relation to assessments, collections, and disbursements under the revenue laws---------- 161
General Assembly, act changing the time of meeting of the, 1060, 1136, 1204, 1228, 1271
resolution declaring session should not extend beyond sixty days, 191
General Statutes, act to amend the, subject "Revenue and Taxation," 878, 1219, 1253, 1271
act to amend article 1, chapter 16, of the, title "Clerks"------ 1313
act to amend article 2, chapter 53, of the, title "Idiots and Lunatics---------- 467, 471, 688, 723, 1013, 1276
bill to amend article 3, chapter 52, of the, title "Husband and Wife" ---------- 329, 343, 356
bill to amend article 3, chapter 105, of the, title "Surveyors," 417, 640
bill to amend article 4, chapter 28, of the-------- 246, 650, 678, 690
act to amend article 4, chapter 41, of the, title "Fees" 164, 271, 287, 423
act to amend article 5, section 11, chapter 62, of the, title "Juries, Grand and Petit"--------- 104, 127, 153, 237, 254, 256
act to amend article 5, chapter 106, of the, 894, 940, 1135, 1194, 1229
act to amend article 6, chapter 62, of the---------- 1373, 1441, 1450
bill to amend article 6, chapter 92, of the---------- 890
bill to amend article 9, chapter 92, of the---------- 1380
bill to amend article 11, chapter 29, of the, title "Crimes and Punishments" ----------237, 349, 422, 652, 722, 822
act to amend article 11, chapter 29, of the---------- 1012
bill to repeal act to amend article 12, chapter 28, of the, so far as the same applies to Robertson county---------- 1159
bill to amend article 16, section 1, chapter 41, of the, title "Fees," 105, 653, 1148
act to amend article 18, chapter 41, of the, title "Fees ---- 1200, 2010
act to amend article 19, of chapter 29, of the----------736, 1038
act to amend article 29, chapter 29, of the------ ---------- 812

General Statutes, bill to repeal act to amend article 29, chapter 29, of the, title "Crimes and Punishments" ---- 211
act to repeal act to amend article 29, section 5, chapter 29, of the, title "Crimes and Punishments" ---- 115, 1138
bill to repeal act to amend article 29, section 5, chapter 29, of the, title "Crimes and Punishments," 472, 502, 548, 875, 1127, 1220, 1253, 1271
act to amend chapter 7 of the ---- 175
act to amend chapter 7 of the, title "Bastardy" ---- 865
act to amend chapter 28 of the, title "Courts" ---- 636
bill to amend chapter 28, article 7, of the ---- 705
bill to amend chapter 28, article 13, section 16, of the, title "County Judges" ---- 877
act to amend chapter 38, article 13, section 6, of the, title "Executions" ---- 418, 640, 641, 1173, 1317, 1355, 1399
bill to amend chapter 41 of the ---- 211, 842
bill to amend chapter 41, article 16, of the ---- 96, 627, 1148
bill to amend chapter 45 of the ---- 1165, 1258, 1276, 1314, 1341
bill to amend chapter 49 of the ---- 775, 1356, 1372
act to amend chapter 49 of the ---- 1165, 1258, 1276
act to repeal act to amend chapter 49 of the ---- 776
bill to amend chapter 51 of the, title "Holidays" ---- 151, 201, 224, 261
bill to amend chapter 53 of the, title "Idiots and Lunatics" ---- 799
bill to amend chapter 53, article 2, section 1, of the ---- 981, 1034
act to amend chapter 56 of the ---- 1348
act to amend chapter 56 of the, title "Incorporated Companies," 695, 1211, 1194, 1230
bill to amend chapter 62 of the ---- 830, 849, 895, 1090
bill to amend chapter 62 of the, title "Juries, Grand and Petit," 1166, 1177, 1366
bill to amend chapter 66, article 2, of the, title "Landlord and Tenant," to apply to the counties of Daviess, Hancock, and McLean ---- 842, 1129, 1380, 1415, 1439, 1448
bill to amend chapter 67 of the ---- 1219, 1367, 1402, 1431
bill to amend chapter 69 of the ---- 1400, 1435
bill to amend chapter 70 of the, title "Liens of Mechanics, Laborers and Material Men" ---- 1327, 1344, 1403, 1431
bill to amend chapter 71 of the ---- 1242
bill to amend chapter 85 of the ---- 203, 254
bill to amend chapter 85 of the, by adding an additional section ---- 341
bill to amend chapter 89 of the ---- 1400
bill to amend chapter 92 of the, title "Revenue and Taxation," 442, 627, 657, 667
act to amend chapter 92, article 8, section 14, of the, title "Revenue and Taxation" ---- 114, 207, 224, 254
act to amend act to amend chapter 92, article 8, section 14, title "Revenue and Taxation" ---- 453, 459, 486, 493

General Statutes, act to amend act to amend chapter 92 article 8, section 14, title "Revenue and Taxation," &c. ---- 666, 673, 1116, 1153, 1176
bill to amend act to amend chapter 94 of the, 95, 198, 315, 336, 345, 441, 474, 493
bill to amend chapter 94, article 1, section 30, of the, so far as the same applies to Butler county ---- 405, 665, 698, 707
act to amend chapter 94 of the, title "Roads and Passways," 623, 1161, 1336
bill to repeal act to amend chapter 94 of the---- 423, 628, 657, 667
act to amend chapter 95 of the---- 320
bill to amend chapter 95 of the, title "Salaries," 186, 573, 582, 643, 790, 835, 850, 865, 876, 1082, 1100
bill to amend act to amend chapter 997 of the, so as to apply the same to Graves, Campbell, and Hart counties ----798, 832, 870, 905
bill to amend section 1 of chapter 51 of the, title "Holidays"---- 211
bill to amend sections 1, 2, 4, 5, of chapter 49, of the, title "Guards"----375, 560, 1317, 1377, 1398
bill to amend section 1, chapter 34, of the, title "Elisor," 417, 641, 679, 690
act to amend section 1, article 16, chapter 41, of the---- 428
bill to amend section 1 of article 21 of chapter 28, of the, 489, 640, 672, 1414
bill to amend section 1, article 2, chapter 106, of the, for the benefit of Hart county ---- 810
act to amend section 1, article 6, chapter 41, of the---- 892
act to amend section 1, article 2, chapter 52, of the ---- 1098
bill to amend section 1, article 4, chapter 12, of the, title "Change of Venue"---- 1380
act to amend section 1, article 11, of chapter 29, of the----1065, 1383
act to amend section 1, article 1, and section 2, article 3, of chapter 62, of the---- 1408
act to amend section 2, article 22, chapter 28, of the, title "Courts"----143, 263, 374, 400, 415, 421
act to amend section 2, chapter 49, of the, title "Guards" ---- 210
bill to amend section 2, article 4, chapter 18, of the, 215, 351, 412, 499, 594, 1312, 1323, 1404, 1431
bill to amend section 2, article 5, chapter 62, of the---- 345
bill to amend the 2d section of article 13, chapter 29, of the---- 351
bill to amend section 2 of article 13 of chapter 28, of the, 488, 641, 679, 689
bill to amend section 2, article 4, chapter 62, of the, concerning jury commissioners ---- 708
act to amend section 2 of article 6 of chapter 62, of the----878, 893
act to amend section 2, article 4, chapter 62, of the, 890, 1124, 1193, 1234
act to amend section 2, article 4, chapter 62, of the, concerning jury commissioners ---- 908
act to amend section 2, article 22, chapter 28, of the ---- 1095

General Statutes, act to repeal sections 2, 3, 4, and 5, article 3, chapter 28, of the, 1330
bill to amend the title of an act to repeal sections 2, 3, 4, and 5, article 3, chapter 28, of the, and fix the compensation of the Court of Appeals 1330
bill to amend section 2 of article 11 of chapter 29, of the, 1357, 1362, 1363
bill to amend section 3, article 4, chapter 5, of the, title "Attorneys" 891
bill to amend section 3, article 7, chapter 28, of the, title "Courts" 891
bill to amend section 3, article 35, chapter 29, of the, title "Crimes and Punishments" 184
bill to amend section 4, article 3, chapter 92, of the, title "Revenue and Taxation" 155, 207
bill to amend section 4, chapter 112, of the 316, 391, 399
bill to amend section 4, article 3, chapter 92, of the 340
act to amend section 4, article 19, chapter 28, of the 419
bill to amend section 4, chapter 97, of the, title "Seal of the Commonwealth and of the Secretary of State" 443, 490, 710
act to amend section 4, chapter 110, title "Turnpike, Gravel, and Plank Roads" 673, 1116, 1153, 1176
bill to amend sections 4 and 5, article 2, and section 5, article 3, chapter 92, of the, title "Revenue and Taxation" 1159
bill to amend section 5, article 35, chapter 29, of the 104
act to amend section 5, article 1, chapter 92, of the, title "Revenue and Taxation" 122, 135, 201
bill to amend section 5 of article 1 of chapter 60, of the 398
bill to amend section 5, article 1, of chapter 94, of the, title "Roads and Passways" 417
act to amend section 5, article 13, chapter 92, of the, 636, 1158, 1210, 1228
act to amend section 6, article 13, chapter 38, of the 95, 295, 304
act to amend section 6, article 35, chapter 29, of the, title "Taverns and Tippling-houses" 104, 393
act to amend section 6, article 13, chapter 38, of the 202
act to amend section 6, article 13, chapter 38, of the 544, 586
act to amend sections 6 and 9 of article 13, chapter 38, of the 649
bill to amend section 6, article 11, chapter 94, of the 812
bill to amend section 7, article 6, chapter 15, of the 646
act to amend sections 7 and 8, chapter 15, of the 1247, 1444
bill to amend section 8, article 13, chapter 38, of the 442, 627
bill to alter and amend sections 8 and 22, article 8, and section 17, article 11, and to repeal sections 2 and 3, article 11, of the, title "Revenue and Taxation" 724
bill to alter and amend section 8, article 5, chapter 92, of the, title "Revenue and Taxation" 875
bill to amend section 8, article 2, chapter 92, of the 1144
act to amend section 8, article 13, chapter 38, title "Executions," 1313, 1336, 1407, 1426

General Statutes, bill to amend section 9, article 35, chapter 29, of the, 394, 665, 698, 707
bill to amend section 9, chapter 89, of the, title "Public Buildings, State and County" ---- 1380, 1405, 1447
bill to amend section 10, article 17, chapter 29, of the, 343, 348, 490, 663, 679, 685, 693, 696, 706, 1072, 1100
bill to amend act to amend section 10, article 3, chapter 27, of the ---- 376
bill to amend section 10, chapter 100, of the, title "Sheriffs," 423, 462, 486, 517
bill to amend act to amend section 10, article 2, chapter 27, of the ---- 754, 1125, 1193, 1234
bill to amend section 10, article 17, chapter 29, of the, title "Crimes and Punishments" ---- 798, 966, 1039, 1067
bill exempting the Covington Stock Yard Company from the provisions of section 10, article 17, chapter 29, of the, 804, 809, 815, 855
act to amend section 11, article 5, chapter 62, of the ---- 151, 265, 413
bill to alter and amend section 11, article 8, chapter 92, of the, title "Revenue and Taxation" ---- 1174, 1389
act to repeal section 12, article 8, chapter 92, of the, and to amend said chapter ---- 659, 1187, 1227, 1254
act to amend section 12, of chapter 67, of the, title "Laws" ---- 735
bill to amend section 13, chapter 66, article 2, of the ---- 1131
act to amend section 14, article 1, chapter 5, of the ---- 341
bill to amend section 15, article 2, of chapter 92, of the, 394, 665, 698, 707
bill to amend section 15, article 2, chapter 92, of the ---- 663, 1376
bill to amend section 16, of article 13, chapter 28, of the, title "Courts" ---- 423, 639
act to amend section 16, article 13, chapter 28, of the, so far as the same applies to Campbell county ---- 1200, 1251, 1274
bill to amend section 17 of article 4, chapter 52, of the, 891, 1180, 1251, 1274
bill to amend section 18, article 13, chapter 28, of the ---- 626
act to amend section 19, article 1, chapter 94, of the ---- 736, 1276
act to amend section 19, chapter 42, of the, 730, 732, 807, 858, 1085, 1152, 1176
bill to amend section 19, chapter 42, of the, title "Ferries," 797, 1248, 1380, 1403, 1429
bill to amend section 21, chapter 73, of the, title "Lunatic Asylums" ---- 250, 261, 273
bill to amend section 25, article 1, chapter 94, of the, title "Roads and Passways" ---- 661, 1380, 1403, 1430
act to amend section 29, chapter 94, of the ---- 626, 812, 835, 855
bill to amend section 30, article 1, chapter 94, of the, title "Roads and Passways," as to Hickman county ---- 132, 192, 212, 237
bill to amend section 30, article 1, chapter 94, of the, title "Public Roads" ---- 247, 628, 657, 667
act to amend section 30, article 1, chapter 94, of the, 799, 896, 942, 963

General Statutes, act to amend section 33 of article 2, chapter 39, of the, 1368, 1379, 1437
bill to amend subsection 1, section 1, article 2, chapter 15, of the, 636
bill to amend subsection 2, section 1, article 4, chapter 12, of the, 300, 889, 915, 928
committee on, resolution of instructions to 107
resolution directing Librarian to furnish law committees with 89
resolution directing Librarian to furnish standing committees with 187
—see Hacks.
Geological Survey, act for the continuance and completion of 361
bill for the continuation of the 714, 1035, 1174, 1228, 1247
resolution instructing the to furnish duplicates of specimens to the Agricultural and Mechanical College 894, 1135, 1195, 1230
Geologist, State, John R. Procter appointed 1240
Georgetown—see Town.
Georgetown and Long Lick—see Road, turnpike.
Georgetown, Oxford, and Leesburg—see Road, turnpike.
German Bank—see Bank.
German Baptist Home, Orphans', Louisville, bill to incorporate the, 133, 144, 166, 180
German Evangelical Lutheran—see Church.
German Security Bank—see Bank.
Germantown Normal Academy—see Academy.
Ghent and Eagle Creek—see Road, turnpike.
Gilbert, Abijah B., nominated for Door-keeper 21, 30
Gillispie, William, act for the benefit of, authorizing him to peddle in the counties of Kenton and Campbell 1183
Gillooly, John—see Devan, William.
Glasgow—see City.
—see Railroad company.
Glasgow and Fountain Run—see Road, turnpike.
Glasgow Grangers' Mutual Benefit—see Society.
Glencoe and Sugar Creek—see Road, turnpike.
Glenn, T. J., clerk of the Nicholas circuit court, act for the benefit of, 1126, 1159, 1195, 1229
Goddard, W. J.—see Foxworthy, Alexander.
Goff, Elijah W., of Hart county, bill for the benefit of 1175, 1204, 1219, 1226, 1253
Goff, John G., bill to repeal act to authorize, to erect a boom across Big creek, in Martin county 111, 170, 196, 207
Goodpaster, F. A., of Bath county, bill for the benefit of 272, 543, 565, 584
Goodpaster, J. B. and Charles—see Bank.
Gordonsville—see Town.
Gorin, James, of Hart county, act for the benefit of 484, 841, 914, 943, 974
Goshen and Sligo—see Road, turnpike.
Governor, act to authorize the to borrow money from the Sinking Fund, and place the same to the credit of the revenue proper 735
committee appointed to wait upon 31, 1450
regular message of 32
Governor, message of, in regard to Agricultural and Mechanical College 983
vetoing act to incorporate the Bonanza Bridge Company 970

Governor, message of, vetoing act to incorporate Dixon Chapter, No. 124, of Royal Arch Masons, in Webster county ---------- 588
vetoing act to incorporate Dixon Lodge, No. 467, of Free and Accepted Masons ---------- 589
vetoing act for the benefit of ferry-keepers of Breckinridge, Hancock, and Greenup counties ---------- 1410
vetoing act to amend section 19, chapter 42, of the General Statutes ---------- 858
vetoing act for the benefit of the Goshen and Sligo Turnpike Road Company ---------- 771
in regard to improvement of Mississippi ---------- 521
in regard to reservation of Newport Barracks ----------427, 526
resolution tendering Hall of House to, for the purpose of bestowing medals on Wm. Devan and others for heroic deeds ----------909, 949, 981, 1011
Governor's Mansion, act authorizing and directing the sale of the house and grounds situated in Frankfort and known as the, 656, 687, 723, 790, 792, 951, 1431,
—see Penitentiary.
Governor's message referred to appropriate committees ---------- 60
Gradyville Lodge—see Lodge.
Gragson, W. C., sheriff of Grayson county, bill for the benefit of----------247, 303, 327, 337
Grain warehouses—see Warehouses.
Grand Central Building and Savings—see Association.
Grand Consistory of Kentucky, and subordinates, act to amend act to charter the, 394, 499, 538, 568
Grand Lodge—see Lodge.
Grand View Cemetery Company—see Cemetery Company.
Grange, 1183, in Monroe county, bill to charter ----------799, 897, 1041, 1049, 1067
Grant county, bill to prohibit the sale of spirituous liquors within one mile of Antioch or Shiloh Churches, in ----------799, 897, 1040, 1068
bill to prevent the sale of spirituous liquors within two miles of Elizabeth Church, in ----------683, 740, 782
bill to create a special road law for ----------405, 650, 715, 783
bill to prevent trespass by cattle in ---------- 875
bill to incorporate a turnpike road company in ----------542, 966, 1050, 1071
—see Bracken county.
—see Justices of the peace.
court—see Court, county, of Grant.
Gravel Road Company—see Blandville and Fort Jefferson.
—see Daviess County Gravel Road Company.
—see Hickman and Dresden Gravel Road Company.
—see Marshall County Gravel Road Company.
—see Menifee Gravel Road Company.
—see Murray and State Line Gravel Road Company.
—see Murray and Wadesboro Gravel Road Company.
—see Owensboro and Buzzard Roost Gravel Road Company.
—see Paducah and Clark's River Gravel Road Company.
—see Paducah and Mayfield Gravel Road Company.
—see Paducah and North Ballard Gravel Road Company.

Gravel Road Company—see Road, turnpike, Paducah and Lovelaceville.
—see Road, turnpike, Uniontown and Morganfield.
Graves of certain persons, bill to authorize the Governor to procure the site and inclose the ---- 237, 323, 400, 576, 605, 621
Graves county, act to prohibit the sale of spirituous liquors in school district No. 25 in ---- 1086, 1120, 1195, 1229
—see Boaz, George.
—see General Statutes.
—see Court, quarterly.
Graves county court—see Court, county, of Graves.
Gray, John, resolution inviting, to address the General Assembly ---- 389, 404, 421, 422
resolution to print address of ---- 635, 704, 761
Gray, Thomas, sheriff of Owen county, bill for the benefit of ---- 461, 650, 678, 689
Grayson—see Town.
Grayson county—see Gardiner, T. S.
—see Gragson, W. C.
—see Wortham, J. S.
—see Zachary, Bartley.
Grayson county court—see Court, county, of Grayson.
Green and other navigable rivers, resolution in regard to government aid for the improvement of ---- 299, 319
Greensburg—see Town.
Greensburg Bridge Company, bill to incorporate the ---- 1257, 1349, 1401, 1429
Green county, act for the benefit of, empowering said county to compromise her bonded debt, &c. ---- 804, 906, 930, 947
act authorizing process in case of vacancy of office of sheriff to be directed to coroner, &c. ---- 1399, 1440, 1450
act to prevent the sale of spirituous liquors within two miles of Macedonia Church, in ---- 1139
act to prevent the sale of spirituous liquors within two miles of Mt. Carmel Church, in ---- 1139
—see Line, boundary.
Green and Barren River Line of Navigation, act in relation to the, 1241, 1393, 1407, 1427
Green and Barren River Navigation Company, act to repeal in part act to incorporate the, &c., 587, 641, 666, 699, 706, 716, 719, 731, 742, 920, 961, 974
act to authorize the, to construct and maintain a line of telephone or telegraph from Bowling Green to Evansville, Indiana, 775, 1158, 1210, 1230
letter from Gen. D. C. Buell in regard to ---- 668
letter of Pruitt & Giles in regard to, 692
Green river, act ceding jurisdiction to the United States to lands bordering on ---- 820, 1247, 1276, 1314, 1341
resolution in regard to Government aid for the improvement of, 97, 105, 141, 158, 284
Green river bridge—see Hart county.

Green River, Burksville, and Cumberland Valley—see Railroad company.
Greenup—see Town.
Greenup county, bill to amend the road law of 198, 216, 245, 260
bill to amend act to regulate the sale of spirituous liquors in, 667, 759, 943, 963
—see Courts, county and quarterly.
—see Ferry-keepers.
—see Soward, James M.
—see Young, Benj. F.
Greenville—see Town.
Greenville Female College—see College.
Greenwell, Jos., committee for Wm. Brooks, bill for the benefit of 164
Greer, Sydney, act to extend the time for lodging in the Clerk's office of the Court of Appeals a certified transcript of the case of the Commonwealth against, 1348, 1440, 1450
Gregory, W. F., late judge of the Ohio county court, bill for the benefit of 461
Griffin, Dennis—see Flag-staff.
Griffith, Hon. Clinton, appointed Speaker 594
Grinstead, J. P., late sheriff of Monroe county, bill for the benefit of the sureties of 312, 544, 565, 583
Grubbs, Charles, S., county judge of Logan county, bill allowing, to practice law in certain cases 842, 906, 931, 947
Grundy, W. T., act to relieve from the disabilities of an infant 104, 272, 309, 318
Grundy, W. T., bill to amend act to relieve from the disabilities of an infant, 607, 746, 834, 874
Guardian—see Rice, Pearl.
Guards—see General Statutes.
Guards in Fayette county, communication from Auditor in regard to cost of 175
Guests—see Hotels.
Gunning and Fishing Club—see Kenton County Gunning and Fishing Club.
Guthrie City and Elkton—see Road, turnpike.
Hacks, bill for the benefit of the owners of 544, 586, 587
Haydensville—see Town.
Hager, Daniel, of Johnson county, bill for the benefit of, directing the Register of the Land Office to issue patent to him on a certain survey 667, 803, 834, 872
Hager, D. M., of Magoffin county, bill for the benefit of, 682, 975, 1126, 1173, 1228, 1247
Hagins, John L., late sheriff of Breathitt county, bill for the benefit of, 754, 885, 979, 1010
Hainey, Asberry, committee for Massalena Haney, of Morgan county, act for the benefit of 659
Halbert, George T., appointed on special committee to take into consideration the defects in relation to the assessments, collections, and disbursements under the revenue laws 161
resolution for the benefit of 361
Hall Company—see Stanford Town Hall Company.
Hamilton, Milton, nominated for Door-keeper 21, 30
Hamilton, Wm. H., jr., of Pike county, bill for the benefit of 799, 1028, 1082, 1101
Hammonds, Charles, of Clay county, bill for the benefit of 1349, 1369, 1406, 1445

Hammond's Creek and Johnsonville—see Road, turnpike.
Hammonville—see Town.
Hancock county, bill to repeal act prohibiting the sale of spirituous liquors in districts Nos. 3 and 6, in ---- 570, 613, 708, 739, 782
bill to prohibit stock from running at large in ---- 570, 832, 899, 918
—see Ferry-keepers.
—see General Statutes.
—see Judge, county.
—see Judge, police.
—see Millership, Mrs.
—see Powers, David A.
—see School district.
—see Smith, Edward D.
Hancock county court—see Court, county, of Hancock.
Hanging Fork and Green River—see Road, turnpike.
Hanks, C. M., of Wolfe county, bill for the benefit of ---- 700, 786, 814, 872
Hanson—see Town.
Hardin circuit court—see Court, circuit, of Hardin.
Hardin county, act to amend act for the benefit of ---- 714, 889, 915, 928
act to legalize the actions of the treasurer of, &c. ---- 775, 889, 916, 928
—see Court of claims.
—see Court, criminal.
—see Fraize, C. M.
Harding, Duncan, elected Door-keeper ---- 21, 30
Hardinsburg—see Town.
Hardinsburg and Cloverport—see Road, turnpike.
Hardinsville, Harrisonville, and Bullard's—see Road, turnpike.
Hardy, George S., of Logan county, bill for the benefit of ---- 754, 967, 1042, 1069
Hardyville—see Town.
Hargis, K. F., late clerk of the quarterly and circuit courts of Lee county, act for the benefit of ---- 174
Harlan county—see Skidmore, D. C.
Harp—see Road, turnpike.
Harris, J. P., of Floyd county, act for the benefit of ---- 1012, 1028, 1082, 1101
Harris, N. J, nominated for Sergeant-at-Arms ---- 6
Harrison county, bill for the benefit of the present assessor of ---- 329, 388, 400, 417
bill to protect bridges in ---- 1085, 1435
bill to prevent stock from running at large in district No. 4, in ---- 647, 786, 815, 872
—see Insurance company.
—see Voting at primary elections.
Harrison Female College—see College.
Harrodsburg—see Court, county, of Mercer.
—see School, graded.
—see Town.
Harrodsburg and Connersville—see Road, turnpike.
Harrodsburg and Northwestern—see Railroad company.
Hart, J. H., and N. O. Kendall, of Fleming county, bill for the benefit of, 119, 163, 196, 207
Hart—see Road, turnpike.

Hart county, bill to authorize the sale of old iron, remnants of Green river bridge at Rio ---- 890, 1047, 1081, 1101
act to prevent the sale of spirituous liquors within two miles of Monroe Meeting-house, in ---- 927, 1121, 1194, 1229
bill to establish a magisterial and justices' district in, known as Waterloo district ---- 875, 912, 1040, 1070
—see Cosby, Martha E.
—see Courts.
—see Craddock, John T.
—see General Statutes.
—see Goff, Elijah W.
—see Gorin, James.
—see School district, common.
—see Schooler, Lewis E.
court—see Court, county, of Hart.
Hartford—see School, graded.
—see Town.
Hartford Horse Railroad and Turnpike Company, act to incorporate the ---- 1159
Hartis, V. F., committee of W. Hartis, of Butler county, bill for the benefit of, 965, 1161, 1209, 1225
Hatfield, Calvin—see Hume, M. D.
Hawes, A., late county judge, bill to authorize, to sign orders in the order-book of the Lawrence county court, &c. ---- 938, 1180, 1252, 1274
Hawesville—see School district.
Hawkins, Maj. Thomas T.—see Resolution, joint.
Hawthorne, Jacob, act for the benefit of ---- 260, 964, 1043, 1057
Hays, H., late sheriff, and J. C. Hays, sheriff of Hardin county, act for the benefit of ---- 334
Hays, J. C., present sheriff of Hardin county, act for the benefit of ---- 734, 802, 334, 872
Hazard—see Town.
Hazelip, M. L., judge of the Edmonson county court, bill for the benefit of, 1136, 1180, 1251, 1275
Heiston, F. J., late sheriff of Taylor county, bill for the benefit of, 132, 171, 196, 207
Helmer, Jacob, bill to refund a fine paid by, which has been remitted by the Governor ---- 907, 939, 1041, 1068
Hendricks, E. C., bill to authorize, to take depositions by stenography in McCracken county ---- 1123
Hendricks, E. C., of Paducah, act authorizing to take depositions by stenography, &c. ---- 1203, 1335
Henderson—see City.
—see Schools, public.
Henderson county, bill to authorize the formation of corporations to construct turnpike and gravel roads in ---- 633, 813, 930, 950
bill to prevent the deadening of timber near any of the public highways in ---- 151, 170, 412, 576, 620, 622, 646
bill to authorize the sheriff or any collector of taxes of, to collect the delinquent State revenue and county levies for the years 1875, 1876, 1877, and 1878 ---- 1122, 1346, 1402, 1428
—see Cottingham, Isham.
—see Sheriff.

Henderson county court—see Court, county, of Henderson.
Henderson Female Seminary—see Seminary.
Henderson and Southwestern Narrow Gauge—see Railroad Company.
Henry Clay monument, bill to appropriate money to repair 910, 980, 1009
Henry Clay Mutual Benefit—see Association.
Henry county, bill to prevent the sale of spirituous liquors within three miles of Palestine Church and school-house, in 346, 397, 414, 432
bill to re-enact and amend an act to authorize the people of, to vote a tax for the purpose of aiding companies in the building of turnpike roads 357, 684, 739, 781
act to regulate official advertisements in 376, 494, 530
act to close a part of the old State road in 683, 1083, 1128, 1162
bill relating to the turnpike roads in 646, 1202, 1252, 1274
bill supplemental to and amendatory of an act, to re-enact an act to authorize the people of, to vote a tax for the purpose of building turnpike roads in 1121, 1181, 1227, 1254
—see Kidwell, Jordan.
—see Lawler, John.
—see New Castle magisterial district.
—see Pearce, G. B.
—see Redford, B. C.
—see Whitesides, Samuel.
—see Wilhoit, Oliver.
Henry county court—see Court, county, of Henry.
Henry, Oldham, and Jefferson—see Road, turnpike.
Hensley, E. A., of Wolfe county, bill for the benefit of 607, 1181, 1227, 1255
Henson, Llewellyn, bill to relieve the disabilities of 199, 340, 362, 393
Herndon, Mrs. Julia A., of Jefferson county, bill for the benefit of 1377
Herrel, Moses, of Ohio county, act for the benefit of 1377, 1393, 1407, 1427
Herr, Henry—see Taylor, J. H.
Hickman—see City.
Hickman circuit court—see Court, circuit, of McCracken county.
Hickman county, act prohibiting the sale and giving away of spirituous liquors in common school district No. 14, in 1257
—see Birds.
—see Court, quarterly.
—see Hitchcock, J. J.
—see Shields, John H.
Hickman and Dresden Gravel Road Company, act to incorporate the, 683, 1235, 1356, 1372
Hickman Lumber and Manufacturing Company, in Fulton county, bill to incorporate the 405, 431, 441
Hicks, Col G. S.—see Best, Dr. J. M.
Higgins, H. B.—see Jett, M. E.
High Bridge Camp Meeting Ground, in Jessamine county, bill to prevent the sale of spirituous or other intoxicating liquor, or any mixture thereof, in any quantity, at the, &c. 169, 239, 270, 281
High Bridge Camp Meeting Association—see Association.
Highland Cemetery—see Cemetery.

Highland district—see Campbell county.
Highland Literary, Scientific, and Military Institute, bill to incorporate the, 541, 1088, 1173, 1227, 1254
Hill street—see Town, London.
Hinkston—see Road, turnpike.
Hiseville—see Town.
Historical Society—see Society.
Hitchcock, J. J., bill authorizing the Register of the Land Office to issue a patent to, for two hundred acres of land on Tow Head Island, Hickman county, 668, 803, 953, 1041, 1068
Hogan, A. H., late sheriff of Boyd county, bill for the benefit of, 754, 1124, 1192, 1235
Hogeland, Col. J. A., resolution of thanks to ---------- 461, 618, 642, 661
Hogs from running at large—see Bracken county.
Holidays—see General Statutes.
Holliday, J. H., former presiding judge of the Nicholas county and quarterly courts, bill for the benefit of---------- 1159, 1321, 1378, 1398
Holloway, J. N., of Lyon county, bill for the benefit of, refunding to him $45 84, 394, 713, 740, 782
Home—see German Baptist Home.
Home Building and Loan—see Association.
Home of the Innocents, bill to incorporate the ---------- 1174, 1209, 1233
Home and Orphan Asylum—see Confederate Soldiers' Home and Orphan Asylum.
Homer—see Town.
Hopewell and Bethlehem—see Road, turnpike.
Hopkins and other counties, act to provide for working prisoners who are under confinement in the county jails of---------- 604, 605
Hopkins county, act to prevent obstructions in Little and Big Greasy creeks, in---------- 788, 1083, 1113, 1138
—see Alexander, J. P.
—see Dutch Fish Trap Bridge Company.
—see Rice, M.
—see School district.
Hopkins county court—see Court, county, of Hopkins.
Hopkinsville, Bank of—see Bank.
Hopkinsville—see City.
—see Schools, public.
Horizontal Metal Roofing Company, act to incorporate the ---------- 216, 519, 538, 560
Horse Cave—see Town.
Horse-stealing—see Rewards.
Hotel Company—see Eagle Valley Hotel Company.
—see Palace Hotel Company.
—see Phœnix Hotel Company.
—see White Sulphur Springs Hotel Company.
—see Woodford Hotel Company.
Hotels, bill for the benefit of guests of ---------- 1133
Howard, Larkin and William, of Bell county, bill to authorize, to redeem land sold by the sheriff of Bell county belonging to their father, B. F. Howard, &c., 208, 333, 351, 392
Howard's Mill and Olympian Springs—see Road, turnpike.

Howerton, Wm., of Shelby county, bill for the benefit of ---------- 716
Huddleston, J. A. B., and Wm. A. Walthall, bill for the benefit of, 1220, 1283, 1333, 1358
Hudson, R. C., of Oldham county, bill for the benefit of---------1045, 1238, 1313, 1359
Hughes, Roxana, act for the benefit of ----------953, 1121, 1195, 1229
Hume, M. D., Calvin Hatfield, and Starling Standfill, bill for the benefit of---------- 461
Hunting—see Boone county.
Hunt, Thomas, bill for the benefit of ----------1375, 1402, 1428
Hurt, H. G., bill for the benefit of ----------809, 897, 979, 1009
Husband and Wife—see General Statutes.
Huston, F. B., sheriff of Union county, bill for the benefit of --1159, 1279, 1333, 1358
Huston and Holton—see Road, turnpike.
Huston Station—see Scott county.
Hustonville and Liberty Telephone Company, bill to incorporate the, 799, 886, 979, 1009
Hutchens, J. M., of Calloway county, bill for the benefit of ---------- 841
Hutchinson Academy—see Academy.
Idiots, pauper, act for the benefit of ----------992, 1188, 1223, 1256, 1297, 1316
bill to reduce the allowance to committees of---------- 1304
bill to regulate and reduce the allowance to committees of ---------- 1342
Idiots and lunatics, bill to limit the allowance for the sustenance and support of, 1380, 1412, 1439, 1445
Idiots and Lunatics—see General Statutes.
Incorporated Companies—see General Statutes.
Independence—see Cemetery company.
Independence and Big Bone—see Road, turnpike.
Independence and Covington Telephone Company, bill to incorporate the, 1300, 1322, 1377, 1398
Independent Order of Odd Fellows—see Lodge.
Independent Order of Workingmen—see Lodge, Supreme.
Indiana Bridge Company—see Kentucky and Indiana Bridge Company.
Indian Creek and Mount Vernon Church—see Road, turnpike.
Infancy, disabilities of—see Smith, Edward D.
Infant, disabilities of—see Grundy, W. T.
Inferior courts—see Courts.
Ingles, James W.—see Costello, Edward.
Inspection of Oils—see Oils.
Institute—see Highland Literary, Scientific, and Military Institute.
County Teachers—see Resolution, joint.
Feeble-minded, appointment of Commissioners of the---------- 672
Paramount, at Mt. Vernon, bill to incorporate the ----------1159, 1180, 1250, 1275
South Kentucky, at Hopkinsville, bill to amend the charter of the, 112, 156, 179, 180
Walnutta Collegiate, Paint Lick, Garrard county, bill to incorporate the, 708, 965, 1042, 1069
Institution for the Blind, resolution raising a joint committee to investigate the charges against, 151, 152, 166, 168, 173, 175, 188, 236, 254
appointment of Visitors for---------- 726
—see Asylum, Blind.
—see Asylum, Western Lunatic.

Institution for the Blind—see Morton, John P.
for the Education and Training of Feeble-minded Children, act to amend act to re-establish the ---- 1105, 1256, 1297, 1315
for the Education and Training of Feeble-minded Children, bill to amend act to establish the ---- 1277, 1352, 1436, 1448
Excelsior Male and Female Collegiate, bill to incorporate the, 854, 1058, 1113, 1158
Masonic Savings, bill to amend act to amend and reduce into one all acts incorporating the ---- 189, 419, 425, 483, 495, 519, 528, 569
for the Tuition of the Deaf and Dumb, act for the benefit of, 523, 546, 563, 812, 844, 855
Intoxication—see Officers, county.
Insurance Banking Company, Louisville, bill to further amend the charter of the, 375
Insurance Bureau, resolution in relation to the printing of the ---- 923, 937, 944, 954
Insurance Company, Bowling Green Fire and Marine, bill to incorporate the, 811, 952, 1064, 1101
Commonwealth Fire and Marine, bill to incorporate the, 1102, 1181, 1226, 1254
Franklin, of Louisville, bill to continue and extend the charter of the, &c. ---- 724, 886, 930, 950
Franklin, of Louisville, act to amend act to continue and extend the charter of the ---- 1236, 1250, 1276
Harrison county, bill to amend act to incorporate the, 519, 926, 964, 1041, 1068
Kentucky Masonic Mutual Life, bill to amend the charter of the ---- 700, 801, 899, 918
Limestone Mutual Fire, of Maysville, bill to incorporate the, 784, 802, 915, 950
Monitor, of Lexington, act to incorporate the, 1048, 1063, 1128, 1159, 1210, 1230
National, act to incorporate the ---- 434, 459, 486, 493
Newport Mutual Fire, of Newport, act to incorporate the, 1203, 1257, 1314, 1372
North Kentucky Fire, act to incorporate the ---- 878, 1121, 1195, 1230
Insurance Companies, Fire, Marine, Health, Accident, Live Stock, and all other, except Life, act to amend act for the incorporation and regulation of ---- 1183
Life, bill amending act for the incorporation and regulation of ---- 199, 324, 362, 393
Louisville, Franklin, and Union, of Louisville, bill to amend act to authorize the, to do business under the name and style of the Louisville Underwriters ---- 811, 887, 930, 950
Insurance laws, general, bill to amend the ---- 1103, 1310, 1333, 1358
Invitation to General Assembly—see Louisville Legion.
Ireland, John, of Woodford county, act for the benefit of ---- 875, 965, 1039, 1070
Ireland, Thomas A., late clerk of the Owen county court, act for the benefit of, 222, 622, 642, 648
Iron and Pipe Company—see Cincinnati and Newport Iron and Pipe Company.
Irvine and Miller's Creek Turnpike Road and Bridge Company, act to amend the charter of the, &c. ---- 701, 1059, 1150, 1197

Isenberg Brothers, bill for the benefit of ---- 938, 988 1099, 1115
Jackson county—see McGuire, D. W.
Jackson Street Methodist Colored—see Church.
Jacksonville, Bourbon county, act to prohibit the sale of spirituous liquors in, 346, 407, 431, 441
Jacob Street Tabernacle—see Church, African Methodist Episcopal Zion of America.
Jail—see Court, county, of Simpson.
Jailer of Bourbon county—see McCarney, James W.
Harlan county—see Skidmore, D. C.
Perry county—see Combs, L. D.
Jailers, bill fixing fees of for keeping and dieting prisoners---- 854, 1242, 1311, 1447
Jailers in this Commonwealth, act relative to the---- 627
Jailers of Wolfe and Menifee counties, bill for the benefit of the---- 282, 396, 414, 432
Jails, county—see Logan county.
James, Edward, a pauper idiot of Boyle county, bill for the benefit of---- 272
Jamison, Robert E., nominated for Sergeant-at-Arms---- 6
Jefferson county, bill to enforce and regulate land drainage in---- 796, 1047, 1151, 1196
bill to repeal certain acts and parts of acts concerning the sealer of weights and measures, &c.---- 475, 554, 566, 621
act in regard to the election of surveyor of ---- 714, 889, 915, 928
—see Clerk, circuit court.
—see Fountain Ferry Road.
—see Herndon, Julia A.
—see Means, Preston.
—see Mill creek and its tributaries.
—see Railway, street.
—see School district
—see Trustees of the Jury Fund.
court—see Court, county, of Jefferson
Jefferson Southern Pond Draining Company, act to amend the charter of the, 388, 404, 431, 434
Jeffersonville—see Town.
Jenkins, B. W., nominated for Sergeant-at-Arms---- 5, 16
Jennings, James, committee of Nancy Warren, of Mercer county, bill for the benefit of---- 1393, 1435
Jessamine county, bill to amend act to regulate official advertisements of sales by sheriffs and master commissioners in ---- 423, 627
—see High Bridge Camp Meeting Ground.
—see Judge, county.
—see Justices of the peace.
—see Line.
court—see Court, county, of Jessamine.
Jessamine quarterly court—see Court, quarterly, of Jessamine.
Jett, M. E., Thomas Woods, and H. B. Higgins, bill for the benefit of, 338, 452, 486, 518
Jewett, Wm. A.—see Smith, Edward D.
Jockey Club—see Mayfield Jockey Club.
John's creek—see Leslie, K. F.

Johnson county—see Claims.
—see Hager, Daniel.
—see Wiley's Branch.
Johnson, Hon. Thomas, appeared and took his seat ____ 31
Johnston, J. F., appointed Railroad Commissioner ____ 1321
Johnston, Joseph, and Tandy Stratton, of Pike county, bill for the benefit of ____ 799, 828
Johnston, P. P., excused from serving on special committee appointed to examine into the Penitentiary question ____ 160
appointed on special committee to take into consideration the defects in relation to the assessments, collections, and disbursements under the revenue laws ____ 161
added to the select committee to visit the Deaf and Dumb Asylum, 248
appointed on committee to visit Central Lunatic Asylum ____ 326
and others, resolution for the benefit of ____ 528
Johnson, M. C., W. V. Cromwell, and R. S. Bullock, resolution for the benefit of, 1372
Joint Stock Agricultural and Mechanical—see Association.
Jones, Allen, late sheriff of Pulaski county, act for the benefit of, 907, 1058, 1099, 1115
Jones, Loten M., of Caldwell county, bill for the benefit of ____ 608, 776, 844, 872
Jones, Thomas, ex-sheriff of Campbell county, bill for the benefit of, 442, 535, 566, 583
Judge of Logan county—see Grubbs, Charles S.
Judge, county, of Butler, bill authorizing the to sign certain orders and judgments, 701, 912, 1040, 1068
of Hancock county, bill authorizing the to sign the records of his predecessor ____ 189, 211, 270, 281
of Hancock county, bill authorizing the to sell the delinquent tax-list ____ 189, 211, 235, 261
of Jessamine, act to authorize the to sell a certain portion of the public square in the town of Nicholasville ____ 775, 809, 835, 856
of Rockcastle county, act to amend act authorizing the to issue bonds and fund the county debt ____ 1392, 1414, 1440, 1449
—see Hawes, A.
—see Town, London.
Judge of the city court of Louisville—see Craig, E. S.
Boone county court—see Court, county, of Boone.
Edmonson county court—see Court, county, of Edmonson.
Edmonson county court—see Hazelip, M. L.
Grayson county court—see Court, county, of Grayson.
Hart county court—see Court, county, of Hart.
Henderson county court—see Court, county, of Henderson.
Morgan county court—see Cox, W. W.
Ohio county court—see Gregory, W. F.
Woodford county court—see Court, county, of Woodford.
Nicholas county and quarterly courts—see Holliday, J. H.
Fayette quarterly court—see Court, quarterly, of Fayette.
Judge, police—see Fisher, E.
—see Town, Harrodsburg.
—see Town, Lebanon.
—see Town, Pellville.

Judge, police—see Town, Petersburg.
—see Town, Pikeville.
Judges, certain, in certain cases, act to regulate the deductions to be made from the salaries of ---- 141
Judges, circuit, and Commonwealth's Attorneys, bill to regulate the *pro tem.* services of ---- 182
Judges, county, and their commissioners, bill to regulate fees of ---- 165
of Carter and Elliott, bill requiring the, to submit the local option question to any civil district, &c.---- 608, 785, 834, 873
—see General Statutes.
Judges, special, of county courts, bill providing for, in certain cases in the counties of Carter and Elliott---- 733, 1080, 1152, 1198
Judicial district, 1st—see Courts, circuit.
6th—see Court, criminal.
10th, act to regulate criminal and civil procedure in the, 878, 1327, 1356, 1373
11th, act to provide for the transfer of cases from the docket of the criminal court of the, to the docket of the circuit court, 730, 889, 916, 928
12th, act to regulate the proceedings in common law cases in the (commonly known as the Covington judicial district), 735, 841, 871, 892
12th—see Court, criminal.
14th—see Courts, circuit.
14th—see Court, criminal.
15th—see Courts, circuit.
16th—see Courts, circuit.
16th—see Courts, criminal.
resolution to re-district the State into---- 80, 103, 342
act to amend act to re-district the State into---- 1125, 1199, 1228, 1246
bill to amend act to divide the Commonwealth of Kentucky into eighteen ---- 1133, 1200
act to divide the Commonwealth of Kentucky into eighteen, 969, 995, 1017, 1019, 1056, 1113, 1138, 1146
bill to amend section 5 of act to divide the Commonwealth of Kentucky into eighteen ---- 1219, 1346, 1405, 1446
act to amend act to re-district the State of Kentucky into eighteen ---- 1381, 1404, 1431
bill to amend act to re-district the State of Kentucky into eighteen, and to abolish certain courts---- 1392, 1395, 1408
act to amend act to divide the Commonwealth of Kentucky into eighteen ---- 1409, 1443
resolution to form additional ---- 274
—see Resolution, joint.
Junk stores—see City of Paducah.
Juries in justices', police, city, and quarterly courts, act to regulate the number and pay of---- 329, 396, 421, 432
Juries, Grand and Petit—see General Statutes.
Jurisdiction—see Justices of the peace.

Jurors, bill regulating the summoning of, and prescribing a penalty upon persons soliciting service as ---- 1116, 1223, 1272, 1299
grand and petit, bill to allow mileage for attending courts, &c. ---- 1012, 1259
petit in criminal cases, act for the benefit of ---- 895
Jury commissioners—see General Statutes.
Jury, in forcible entry and detainer, where no defense is made by the defendant or any one for him, bill dispensing with a ---- 1136, 1436
Jury fund, act to provide for the more economical management of the, 747, 1052, 1230, 1243, 1258, 1322, 1373
Justices' courts—see Courts.
Justices' district—see Christian county.
Justices' districts—see Court, county, of Ballard.
Justices' district—see Hart county.
Justices of the peace, bill to regulate the fees of, for holding levy courts, 215, 333, 352, 392
bill to regulate and make uniform the jurisdiction of, in civil matters ---- 1054, 1062
bill to regulate the fees of, for holding levy courts, &c., in Carter county ---- 151, 170, 196, 207
resolution instructing the Committee on General Statutes to bring in a bill regulating jurisdiction of the ---- 539, 1237
of Lewis, Laurel, Rockcastle, and Larue counties, bill to increase the jurisdiction of the ---- 460, 1179, 1227, 1255
act to amend act to prescribe the pay of the, in Woodford and other counties, making said act apply to Anderson, Adair, and Grant counties ---- 1174
act to amend act to prescribe the pay of, in Woodford and other counties ---- 1174, 1237, 1296, 1320
Justices of the peace, in the counties of Woodford, Jessamine, Scott, and Fayette, act to prescribe the pay of ---- 1048, 1102, 1152, 1176
act to repeal so much of section 4 of an act to regulate the civil jurisdiction of the, &c., as relates to appeals in the county of Robertson ---- 708, 1181, 1226, 1255
—see Courts, quarterly, of Barren.
—see Courts, quarterly, and justices of the peace.
Kee, T. J., voted for, for Public Printer ---- 482
Keene and South Elkhorn—see Road, turnpike.
Keepers—see Bee-keepers.
Keeper of Penitentiary—see Penitentiary.
Kelly and Eminence—see Road, turnpike.
Kendall, N. O.—see Hart, J. H.
Kennedy, W. C., act for the benefit of ---- 880, 922, 1159, 1232, 1253, 1271
Kenny, R. M., late sheriff of Bourbon county, bill for the benefit of, 346, 536, 565, 583
Kenton, Campbell, Fayette, and Madison counties, act to protect game in the, 210, 417, 431, 434
Kenton chancery court—see Court, circuit, of Kenton.
Kenton circuit court—see Court, circuit, of Kenton.
Kenton county, bill to prevent stock from running at large in ---- 609, 642, 661
bill requiring the surveyor of, to establish a meridian line ---- 1102

Kenton county, bill providing for a tax to assist in building turnpike roads in, 842, 895, 951, 1042, 1070
—see Campbell county.
—see Carroll, Jere.
—see Commissioners.
—see Court of claims.
—see Fences, live.
—see Gillispie, Wm.
—see Voting at primary elections.
Kenton county court—see Clerk of Kenton county court.
Kenton County Gunning and Fishing Club, act to incorporate the 602, 796, 815, 855
Kenton, Eldridge, act for the benefit of 616, 770, 807, 818
Kenton quarterly court—see Court, quarterly, of Kenton.
Kentucky Agricultural and Mechanical—see Association.
Kentucky Baptist Assurance—see Association.
Kentucky Central Land Company—see Fuller Oil Company.
Kentucky Central—see Railroad Company.
Kentucky Contract Company, bill to incorporate the 1360, 1412, 1439, 1448
Kentucky, Cumberland Gap, and Southern—see Railroad Company.
Kentucky Female Orphans'—see School.
Kentucky Hemp Producers'—see Association.
Kentucky Historical Society—see Society.
Kentucky and Indiana Bridge Company, bill to incorporate the 682, 828, 915, 950
Kentucky Lithographic Stone and Mining Company, bill to incorporate the, 405, 717, 806, 824
Kentucky Masonic Mutual Life—see Insurance Company.
Kentucky Mutual Benefit—see Society.
Kentucky Normal School—see School.
Kentucky river, bill ceding jurisdiction to the United States to lands bordering on, 168, 185, 203, 217, 228, 256, 261
bill offered by Mr. Carpenter, ceding jurisdiction to the United States to lands bordering on 265, 284
bill supplementary to act ceding jurisdiction to the United States to lands bordering on 623, 677, 703, 747, 770, 779, 795
Judiciary Committee instructed to report legal effect of act in regard to 98
Kentucky River Coal and Iron Mining, Lumber and Timber Company, bill to incorporate the 805
Kentucky River Coal and Iron Mining and Manufacturing Company, act to incorporate the 1392
Kentucky river and the forks in Estill and Lee counties, bill declaring the a lawful fence 798, 827
Kentucky River and Middle Fork Coal and Iron Mining, Lumber and Timber Company, bill to incorporate the 805
Kentucky River Mills, act to charter and extend the corporate existence, rights, lease, and privileges of the 136, 198, 213, 228
Kentucky River and Three Forks Coal, Iron, Mining, Lumber, and Timber Company, bill to incorporate the 805
Kentucky River Union Mining and Manufacturing Company, bill to incorporate the, 1220, 1239, 1296, 1320

Kentucky School of Medicine—see School of Medicine.
Kentucky Southern—see Railroad Company.
Kentucky Steam Heating and Electric Light Company, act to incorporate the, 466, 467, 483, 735, 1116, 1153, 1176
Kentucky Union—see Railroad Company.
—see Railroad Company, Kentucky, Cumberland Gap, and Southern.
Kentucky Union Mining and Manufacturing Company, act to incorporate the 878
Keysburg district—see Logan county.
Kiddville and Montgomery—see Road, turnpike.
Kidwell, Jordan and Stephen, of Henry county, bill for the benefit of, 119, 156, 179, 181
Kidwell, Stephen—see Kidwell, Jordan.
Kice, John, and John Schire, of Louisville, act for the benefit of 1432
Kincaid, Charles E., appointed Railroad Commissioner 1321
Kinney, J. W., of Mercer county, bill for the benefit of 608
Knights of Honor—see Lodge.
Knights of Honor Mutual Aid—see Association.
Knights of St. George of Covington, bill to incorporate the 208, 396, 430, 441
Knob Lick and McCormick's Church—see Road, turnpike.
Knottsville—see Town.
Knox county—see Lay, John.
—see Reese, S. B.
—see Wilson, Enoch.
Kouns, John J., late sheriff of Boyd county, bill for the benefit of 181, 263, 297, 311
Kuttawa—see Town.
Laboring men—see Liens.
Lagrange—see Court, police.
—see Town.
Lancaster—see Court, police.
—see Town.
Lancaster and Buckeye Turnpike—see Garrard county.
Lancaster City Hall—see Association.
Land-drainage—see Jefferson county.
Land, Frankie—see Farmer, Mathew.
Landlord and tenant—see General Statutes.
Lands sold under executions or judgments of courts, act to authorize, to be sold in front of the Planters' Hotel, until the court-house is rebuilt in Ballard county, 708, 740, 781
Lands, purchase of—see Carter county.
Lands, purchase and sale of—see Court, county, of Carter.
Land sold for taxes—see Dupriest, J. B.
Language—see Abusive and insulting language.
Larue county—see Adams, James.
—see Atherton, J. M., & Co.
—see Justices of the peace.
—see Line, boundary.
Laurel county—see Justices of the peace.
—see Lee county.
Law—see School laws.

Law, practice of—see Females.
Lawler, John, of Henry county, bill for the benefit of ---- 247, 315, 336, 345
Law library—see Ballard county.
Lawrenceburg and Shryock's Ferry—see Road, turnpike.
Lawrenceburg and White's Ferry—see Road, turnpike.
Lawrence county, bill to extend the time for the payment of the revenue due from, 188, 296, 319, 328
bill to regulate the allowance of claims against the, &c., 1175, 1367, 1405, 1446
—see Bowe, Wm.
—see School bonds.
Lawrenceburg—see Town.
Lawrence county court—see Court, county, of Lawrence.
Laws—see Bastardy laws.
—see General Statutes.
—see Insurance laws.
—see Revenue laws
—see School laws.
Lawyers of this Commonwealth, bill for the benefit of ---- 334, 466
Lay, John, of Knox county, bill for the benefit of ---- 1257, 1390, 1405, 1444
Lead Mining and Petroleum Company—see Miller and Mathews' Lead Mining and Petroleum Company.
Lead and Silver Mine—see Eastern Blue-grass Lead and Silver Mine.
Leasing convicts—see Convicts.
Lebanon—see City.
—see Judge, police.
Lebanon and Bradfordsville—see Road, turnpike.
Lee county—see Estill county.
—see Kentucky river.
Lee, Estill, Laurel, and Rockcastle counties, act to create a special road law for, 701, 1087, 1151, 1197
Lee, J. W., of Trimble county, bill for the benefit of ---- 461, 727, 771
Lenoxburg and Pribble's Cross-roads—see Road, turnpike.
Leslie circuit court—see Court, circuit, of Breathitt.
Leslie county court—see Court, county, of Leslie.
Leslie, Governor, invited to a seat on the floor of the Senate ---- 595
Leslie, K. F., bill authorizing, to erect a mill-dam across John's creek, in Pike county ---- 460, 803
Letcher county—see Campbell, Lewis.
Levy courts—see Justices of the peace.
Lewis, Hon. C. N., appeared and took his seat ---- 18
added to the joint committee on mileage ---- 161
Lewisburg—see Town.
Lewisburg Institute—see Mason county.
Lewisburg, Strode's Run, and Washington—see Road, turnpike.
Lewis county, bill to amend act in relation to the collection of a turnpike road tax in ---- 258, 359, 420, 432
act to amend act to regulate the sale of spirituous or intoxicating beverages in ---- 736, 937, 961, 974

Lewis county—see Advertising of real estate.
—see Clerks of county court of Lewis county.
—see Court of claims.
—see Justices of the peace.
—see Parker, J. W.
court—see Court, county, of Lewis.
Lewisport—see Town.
Lexington—see City.
—see Fayette county.
Lexington and Big Sandy Railroad—see Carter county.
Company—see Court, county, of Carter.
—see Court, county, of Menifee.
Company—see Court, county, of Montgomery.
Lexington and Big Sandy, Eastern Division—see Railroad Company.
Librarian, State, resolution requesting to repair and arrange Senate Chamber 79
resolution, joint, fixing day for the election of 79. 89, 101, 119, 130
election of 122
Mrs. Anna Oldham Cook elected 124
resolution directing the, to obtain a supply of water from the city of Frankfort for the use of State buildings, &c. 537
bill appropriating twenty dollars per annum, or so much thereof as may be necessary, to pay the postage on the official correspondence of the 433, 463, 486, 517
directed to purchase a copy of the Encyclopædia Britannica 1443
bill to fix the term of office of the 1400, 1435, 1439 1448
—see Resolution, joint.
directed to furnish General Statutes—see General Statutes.
License, coffee-house—see Evans and Clemants.
—see Fulton county.
License, merchants', act to regulate the granting of, within the counties of Nelson and Adair 1137, 1222, 1272, 1299
License, tavern—see Town, Vanceburg.
Licking River Lumber and Mining Company, bill to repeal sections 2, 3, 4, 5, and 6 of an act to incorporate the 770
Licking River and Morgan Coal Road Company, act to incorporate the, 831, 1256, 1298, 1316
Licking river—see Big Sandy and Licking rivers.
Licking Valley—see Railroad Company.
Lien on steam-boats and other water-crafts, bill to create a 1277, 1345, 1401, 1430
Liens for laboring and supply men, bill to amend act to provide for, 442, 649, 1203, 1327, 1378, 1395
Liens of mechanics, laborers, and material men—see General Statutes.
Life insurance companies—see Insurance Companies.
Life-saving Station at the Falls of the Ohio river at Louisville, resolution to establish 424, 457, 470
Light Company—see Newport Light Company.
Light and Gas Company—see Campbell Light and Gas Company.
Limestone Mutual Fire—see Insurance Company.

Lincoln county, bill creating the office of county treasurer of, and to provide for his election by the Lincoln county court ---------- 394, 462, 485, 518
bill to repeal act to provide for the appointment of a county treasurer for ---------- 394, 462, 485, 517
bill providing for the refunding of a bonded debt of, and to provide for the payment of principal and interest of same, 460, 525, 565, 583
bill for the benefit of ---------- 1029, 1158, 1210, 1229
—see Claims.
—see Court of common pleas.
—see Line, county.
—see Peyton, J. F.
—see School district.
—see Smith, Yances.
Lincoln county court—see Court, county, of Lincoln.
Lindville district—see Caseyville district.
Line between the counties of Woodford and Jessamine, act to authorize the appointment of commissioners to ascertain and re-mark the ---------- 878, 1102, 1152, 1176
Line, boundary, act to change the, of the town limits of Beattyville, 842, 1124, 1193, 1234
boundary of the town of Beaver Dam, Ohio county, bill to change the, 798, 1367, 1404, 1447
between Larue, Green, and Taylor counties, bill to ascertain and mark the ---------- 423, 560, 605, 621
Line, county, between the counties of Carter and Elliott, on the lands of W. T. Mobley, bill to fix and define the ---------- 668, 832, 870, 305
between Cumberland and Monroe, bill to establish the, 634, 813, 899, 919
between Lincoln and Casey, bill to change the ---------- 920, 1046, 1081, 1101
between Pike and Floyd, bill to define certain portions of the, 907, 1081, 1149, 1196
act to change the, between the counties of Menifee, Powell, and Wolfe ---------- 247, 1080, 1152, 1198
of Washington and Mercer, bill to change the ---------- 799, 1221, 1236, 1444
Line, meridian—see Kenton county.
of Pike and Martin counties, bill to change the, on the lands of Benjamin Taylor ---------- 460, 814, 898, 919
Liquors, spirituous, bill to repeal act to regulate the sale of, in this Commonwealth, 922
and nostrums used as a beverage, act to further regulate the retail traffic in ---------- 1116, 1141, 1370, 1385, 1406, 1445
—see Bracken county.
—see Christian county.
—see City of Glasgow.
—see Clark county.
—see Clayvillage voting precinct.
—see Collinsville magisterial district.
—see Fulton county.
—see Grant county.
—see Graves county.

Lodge, Roberts, No. 172, Free and Accepted Masons, in Fulton county, bill to incorporate ---- 405, 456, 470
St. Luke's, No. 204, Independent Order of Odd Fellows, at Bardley, in Union county, bill to incorporate ---- 797, 860, 914, 936
Senora, No. 158, Independent Order of Odd Fellows, act to incorporate --- 1183
Supreme, of Independent Order of Workingmen, act to incorporate the, 526, 1102, 1152, 1176
Stella, No. 243, Independent Order of Odd Fellows, at Elizaville, bill to incorporate ---- 541, 651, 678, 690
Stranger's Rest, No. 13, Independent Order of Odd Fellows, at Henderson, bill to authorize and empower to fund its bonded indebtedness, 798, 926, 980, 1011
Loftin, Thomas, of McCracken county, bill for the benefit of, 716, 976, 1205, 1219, 1226, 1253
Logan and other counties, bill to provide for working persons sentenced to confinement in the county jails of ---- 303, 413
Logan county, act to amend and reduce into one the acts relating to roads in, 316, 393, 415, 421
act for the benefit of, empowering it to compromise its debts, issue bonds, &c. ---- 574, 639, 698, 706
act to improve and keep in order the turnpike roads of, 736, 919, 944, 954
bill to empower, to retire the bonded indebtedness of said county at or before maturity, &c. ---- 755, 1236, 1272, 1299
bill to prevent the sale of spirituous liquors within two miles of Yost Chapel, in ---- 920, 1347, 1401, 1430
bill to prohibit the sale of spirituous liquors within one and a half miles of Mason school-house, in Keysburg district in, 927, 1084, 1153, 1176
bill to prohibit the sale of spirituous liquors at or within two miles of the school-house in school district No. 55, in, 1136, 1180, 1227, 1254
bill for the relief of certain tax-payers of ---- 1393,
—see Clerks of county court of Lewis county.
—see Hardy, George S.
—see Railroad Company, Louisville and Nashville.
—see Schools, common.
—see Seminary, Millwood.
court—see Court, county, of Logan.
London—see Town.
Lott—see Town.
Lotteries, act to regulate the conduct of, and to impose a penalty for violating the laws regulating the same ---- 1161, 1219, 1252, 1271, 1412
Lottery privilege, bill to provide for the recovery of money raised under, 301, 537, 1355, 1373
Lottery tickets, bill to prevent the sale of, and to prevent the advertisements of lottery schemes in the newspapers, &c. ---- 1360, 1437
Louisa—see Schools, common.
—see Town.
Louisville—see Auctioneers.
—see Board of Trade of Louisville.

Louisville—see Brockman, Wm.
—see City.
—see Life-saving station.
—see Prostitutes.
—see Schools, public.
Louisville Bank—see Bank.
Louisville Banking Company, bill to amend the charter of the ---- 189, 324, 343, 356
Louisville Baptist Orphans' Home, bill to amend act to charter ---- 299, 319, 328
Louisville Bar Association—see Association.
Louisville and Burksville Oil, Mining, and Transportation Company, bill to incorporate the ---- 1122, 1202, 1272, 1299
Louisville chancery court—see Appraisers of property.
—see Court, Louisville chancery.
Louisville, Cincinnati, and Lexington—see Railroad Company.
Louisville city court—see court, city, of Louisville.
Louisville, Cloverport, and Western—see Railroad Company.
Louisville Edison Electric Light Company, bill to incorporate the ---- 316
Louisville Gas Company—see Resolution, joint.
Louisville, Henderson, and Paducah—see Railroad Company.
Louisville Insurance Company—see Insurance Company.
Louisville Insurance Banking Company—see Insurance Company.
Louisville and Jeffersonville Bridge Company, act to incorporate the, 1125, 1393, 1407, 1427
Louisville, Lawrenceburg, and Harrodsburg—see Railroad Company.
Louisville Legion, communication from Adjutant General transmitting invitation from, to General Assembly ---- 476, 522
Louisville and Lexington—see Railroad Company.
Louisville, Memphis, and New Orleans—see Railroad Company.
Louisville and Nashville—see Railroad Company.
Louisville, New Albany, and St. Louis—see Railroad Company.
Louisville Safety Vault Company, bill to incorporate the ---- 542, 551
Louisville and Taylorsville—see Road, turnpike.
Louisville Turnpike Company, report of committee appointed to inquire into the management of ---- 342
Louisville Underwriters—see Insurance Company, Louisville.
Louisville Water Company, act for the benefit of the ---- 770, 774, 814, 874
Louisville Water Power Company, act to incorporate the ---- 953
Lovelaceville—see Town.
Ludlow—see City.
—see Town.
Lumber and Manufacturing Company—see Hickman Lumber and Manufacturing Company.
Lumber and Mining Company—see Licking River Lumber and Mining Company.
Lunatic Asylum—see Asylums.
—see General Statutes.
Lunatics—see Idiots.
Lusby's Mill and Beech Branch—see Road, turnpike.
Lusby's Mill and Corinth—see Road, turnpike.
Lusk, R. D., of Garrard county, act for the benefit of ---- 161, 271, 309, 318

Lyon county, act for the benefit of the tax-payers of ---- 783, 897, 943, 963
—see Holloway, J. N.
—see School district.
—see Wallis, H. Clay.
court—see Court, county, of Lyon.
Lyon, Gen. H. B., appointed Commissioner of the Branch Penitentiary ---- 1394
Machen Mining and Smelting Company, act incorporating the ---- 649, 656, 674, 679
Macpelah—see Cemetery Company.
Maddox, Taylor—see Burnett, John.
Madison county—see Court of common pleas of Fayette.
—see Courts, justices'.
—see Kenton county.
Madison levy court—see Court, levy, of Madison.
Madisonville—see Town.
Madisonville and Shawneetown Straight Line—see Road, turnpike.
Madison and Southern—see Railroad Company.
Magistrates' district—see Boone county.
Magisterial district—see Bowling Green magisterial district.
—see Collinsville magisterial district.
—see Franklin county.
—see Hart county.
—see Martin county.
—see Montgomery county.
—see Todd county.
—see Carter county.
—see Warren county.
Magnolia College—see College.
Magnolia Lodge—see Lodge.
Magoffin county—see Claims.
—see Hager, D. M.
—see Power, John M.
—see Taulbee, William P.
Mahan, Robert, nominated for Door-keeper ---- 21, 23
Major, Johnston & Barrett, resolution for the benefit of ---- 660, 975, 1043, 1071
Major, S. I. M., elected Public Printer and Binder ---- 481, 482
Mancourt & Co.—see Archer, Mancourt & Co.
Mann, George W., a pauper idiot, bill for the benefit of ---- 272
Mansion—see Governor's Mansion.
Manufacturing Company—see Columbus, Kentucky, Manufacturing Company.
Marcum, Fletcher, resolution for the benefit of ---- 361
Marcum, Thomas D., elected Sergeant-at-Arms ---- 6, 21
Marion—see Town.
Marion county, bill in relation to the public roads of ---- 376, 600, 642, 660
bill for the benefit of the collector of railroad taxes in, 570, 760, 806, 824
bill fixing the compensation of the railroad tax collector of, 907, 1239, 1272, 1299
—see Judge, police.
—see Washington county.
court—see Court, county, of Marion.

Married women, bill to define and secure the property rights of, 137, 738, 745, 1043, 1077, 1097
Marshal—see Town, Petersburg.
Marshall county, bill for the benefit of the supervisors of tax of, 623, 1072, 1179, 1252, 1274
—see Morgan, Ridley.
Marshall county court—see Court, county, of Graves.
Marshall County Gravel Road Company, bill to create the ---------727, 986, 1050, 1071
Marshall, Gen. Humphrey—see Resolution, joint.
Marshall, L. F., late sheriff of Ballard county, act for the benefit of the sureties of ----------574, 594, 620, 691
Martinsburg—see Spradlin, H. J.
Martin county, bill to establish an additional voting and magisterial district in, 784, 952, 1040, 1070
—see Lines, county.
—see Pursley, John.
Mason county, bill to enable to provide means to meet her railroad debt as it falls due ----------608, 785, 915, 936
bill to prevent the retailing of spirituous liquors within one mile of Lewisburg Institute, in----------733, 898, 942, 963
—see Clerks of county court of Lewis county.
—see Pickett, James C
—see School district.
—see Schools, Common.
Mason County Building and Savings—see Association.
Masonic Temple Association—see Association.
Masonic Temple Company of Owensboro, act to amend act to incorporate the, 497, 540, 567, 572
Masonic Savings Institution—see Institution.
Mason quarterly court—see Court, quarterly, of Mason.
Mason's school-house—see Logan county.
Masons, Free and Accepted—see Lodge.
Masons, Royal Arch—see Dixon Chapter.
Maxwell and Perryville—see Road, turnpike.
Mayfield—see City.
Mayfield Jockey Club, in Graves county, bill creating and incorporating the, 920, 966, 1050, 1071
Mays, Dr. Nelson, of Garrard county, act for the benefit of ----------104, 272, 309, 318
Mayslick and Murphysville—see Road, turnpike.
Maysville—see City.
—see Maysville Water-works.
—see Wells, Mitchell & Co.
Maysville Agricultural and Mechanical—see Association.
Maysville and Big Sandy—see Railroad Company.
Maysville District Camp Meeting—see Association.
Maysville and Lexington, Northern Division—see Railroad Company.
Maysville Water Company, bill to charter the, and to ratify and validate the water-works ordinance of the city of, &c ----------356, 575, 605, 621
McCandless, James, of Pendleton county, act for the benefit of, 879, 976, 1256, 1298, 1316

McCarney, James W., jailer of Bourbon county, bill for the benefit of, 744, 966, 1039, 1069
McClarty, Rebecca, of Whitley county, bill to amend act for the benefit of 227
bill to extend the provisions of an act for the benefit of 659, 736, 814, 873
McClure, George C.—see Bowe, William.
McCormick, John L., of Montgomery county, bill for the benefit of, 608, 1086, 1149, 1199
McCormick, J. N., appointed a member of the State Board of Health 92
McCosh, President James, of Princeton University, resolution of thanks to 1279
McCosh, President, of Princeton University, resolution inviting, to address the General Assembly 1093, 1095, 1114, 1139
McCracken circuit court—see Court, circuit, of McCracken.
McCracken county, bill to amend act to create and regulate the office of county treasurer for 272, 360, 401, 417
bill to amend act for the benefit of, empowering it to compromise its debts, issue bonds, &c. 470, 600, 642, 660
bill to provide for the collection of taxes in 906, 1107, 1152, 1197
—see advertising of real estate.
—see Hendricks, E. C.
—see Loftin, Thomas.
—see Moss, Thomas E.
—see School district.
McCreary, James B., invited to seat on floor of House 418
McElrath, T. J., appointed on Joint Committee on Re-districting the State into Judicial Districts 161
asked to be excused from voting 512
McGuire, D. W., of Jackson and Rockcastle counties, and trustee of school district No. 4, act for the benefit of 1433
McHenry—see Town.
McKee, George R.—see Deaf and Dumb Institution.
McKee, Mrs. Jane W., the widow of Col. Wm. R. McKee, of the Army, and the mother of Lieut. McKee, of the Navy, resolution in regard to the pension of, 609, 642, 661
McKee Lodge—see Lodge.
McKinney—see Town.
McLean county, act to authorize and empower precinct No. 3 (Livermore) to compromise and fund its bonded debt 784, 966, 1064, 1101
—see Dutch Fish Trap Bridge Company.
—see General Statutes.
—see School district.
—see Sheep.
McPherson, S. M., resolution in favor of 1236, 1260, 1297, 1320
McQuiddy, R. I, appointed on special committee to consider matters relating to the State Board of Pharmacy 339
McRoberts, C. H.—see Peyton, J. F.
McTaggart, Mary, bill for the benefit of 701, 967, 1049, 1071
Meade and other counties, bill for the benefit of public roads in, 151, 204, 340, 404, 430, 441
bill to amend act for the benefit of the public roads in, 1137, 1160, 1209, 1235

Meade and other counties, bill to repeal act for the benefit of the public roads in, 1174, 1278, 1356, 1399
Meade county—see Court of claims.
Means, Preston, of Jefferson county, act for the benefit of ---------- 1387
Measurer of tan-bark—see Court, county, of Jefferson.
Mechanics' Building and Loan—see Association.
Methodist Episcopal Church—see Church.
Medals—see Devan, William.
Medals for heroic deeds—see Governor.
Medical districts—see City of Newport.
Medicine—see School of Medicine.
Medicines, sale of, act to regulate ---------- 636
Meeting, time of—see General Assembly.
Members of the General Assembly, bill fixing the compensation of the, 665, 1237, 1240
Members of State Board of Health—see Board of Health, State.
Memorial of citizens in regard to Green and Barren River Navigation Company---- 358
Memphis, Paducah, and Northern—see Railroad Company.
Menifee county—see Claims.
—see Line, county.
—see Jailers.
—see Penix, William.
Menifee county court—see Court, county, of Menifee.
Menifee Gravel Road Company, bill to incorporate the---- 208, 304, 317, 359, 430, 441
Mercer county—see Kinney, J.
—see Jennings, James.
—see Line, county.
—see Penney, J. W.
Mercer county court—see Court, county, of Mercer.
Merchants' Banking Company of Caverna, bill to amend act to incorporate the, 329, 388, 414, 432
Meridian line—see Kenton county.
Message, regular, of Governor---------- 32
Messiah, Church of the—see Church.
Metal Roofing Company—see Horizontal Metal Roofing Company.
Metcalfe county, bill to prevent the sale of spirituous liquors within one mile of Bethel Church, in----------810, 859, 915, 937
bill to prevent the sale of spirituous liquors within one mile of Shady Grove, in ---------- 903
—see Physicans.
—see Young, Mary B.
Methodist Episcopal, South—see Church.
Methodist Mutual—see Association,
Middleburg Seminary—see Seminary.
Middle Division of the Cumberland and Ohio—see Railroad Company.
Middle Fork and Kentucky River Coal and Iron Mining and Manufacturing Company, act to incorporate---------- 1392
Middle Fork—see Little Sandy river.
Midway—see Town.

Midway and Craig's Mill—see Road, turnpike.
Midway Deposit Bank—see Bank.
Mike's Branch and Kentucky River Coal and Iron Mining, Oil, Salt, and Timber Company, bill to charter the ---- 906, 1435
Milburn—see Town.
Mileage of members—see Per diem
Mileage, resolution raising a joint committee on ---- 113, 125, 141, 167, 178
Military fund, act to reimburse the, for money expended in Breathitt county ---- 856
Militia, bill to amend act in relation to the, and the re-organization of the Kentucky State Guard ---- 1203, 1360, 1426
Mill creek and its tributaries, in Jefferson county, act to amend chapter 350, section 2, concerning ---- 1085, 1272, 1299
Mill creek—see Jefferson county.
Mill-dam—see Leslie, K. F.
across Nolin river—see Vanmeter, Decatur.
Milled butter—see Butter.
Miller & Matthews Lead Mining and Petroleum Company, bill incorporating the ---- 542
Miller, P. W., of Simpson county, bill for the benefit of ---- 375, 939, 1041, 1070
Mills—see Kentucky River Mills.
Millership, Mrs. M., of Hancock county, act for the benefit of ---- 526, 754, 807, 817
Mill Springs National Cemetery Decoration—see Society.
Millerstown—see Town.
Millwood Seminary—see Seminary.
Milton, Mrs. Emma M., wife of Evan Milton, bill for the benefit of ---- 190, 249, 270, 281
Minerva Lodge—see Lodge.
Mining Company—see Daniel Boone Mining Company.
—see Wickliffe Mining Company.
Mining, Manufacturing, and Transportation Company—see Central Kentucky Lumber, Mining, Manufacturing, and Transportation Company.
Mining and Manufacturing Company—see Cumberland River Railway Mining and Manufacturing Company.
—see Kentucky River Union Mining and Manufacturing Company.
—see Kentucky Union Mining and Manufacturing Company.
Mining and Smelting Company—see Machen Mining and Smelting Company.
Ministers of the Gospel requested to open sessions of the Senate with prayer ---- 63
Mizpeh Lodge—see Lodge.
Minneola and Anderson's Ferry—see Road, turnpike.
Minors—see Pistols, &c. ---- 927
Mississippi river, message of Governor in regard to improvement of ---- 521
Mississippi Valley Commission, resolution approving the address of the, 562, 607, 626, 648
Mississippi Valley States Commission, act for the benefit of the ---- 1338
Mitchell & Co.—see Wells, Mitchell & Co.
Mitchell, F. G., of Allen county, act for the benefit of ---- 892, 1135, 1194, 1229
Mitchell, Thos. W., late clerk of the Lewis circuit court, and the Lewis county court, act for the benefit of ---- 217, 393
Mobley, W. T.—see Line, county.

Mohon, W. A., late sheriff of Muhlenburg county, bill for the benefit of, 329, 600, 642, 661
Mohon, W. A., late sheriff of Muhlenburg county, act to authorize, to appoint a deputy to collect unpaid taxes and fee-bills due him ---- 969, 1135, 1194, 1235
Money, act for the appropriation of ---- 1400, 1419, 1432, 1439, 1446
—see Lottery privilege.
Monitor Insurance Company—see Insurance Company.
Monroe county—see Grange.
—see Line, county.
—see Physicians.
—see Profit, James.
—see School district.
Monroe Meeting-house—see Hart county.
Monroe street—see Town, Cadiz.
Montgomery—see Town.
Montgomery, A. B., appointed Speaker ---- 568
Montgomery county, bill creating an additional voting and magisterial district in, 798, 832, 899, 918
act repealing act creating an additional magisterial district in, 1377
—see Clark county.
—see Clerk of county court of Lewis county.
Montgomery county—see McCormick, John L.
—see Young, Johnson A.
Montgomery county court—see Court, county, of Montgomery.
Monticello—see Town.
Monument—see Henry Clay monument.
—see Taylor, Gen. Zachary.
Moore, Eliza, bill for the benefit of ---- 570, 1080, 1152, 1198
Moore, James, nominated for Door-keeper ---- 21, 30
Morehead—see Town.
Morgan county—see Ferguson, Henry C.
—see Hainey, Asberry.
—see School bonds.
Morgan county court—see Court, county, of Morgan.
Morgan quarterly court—see Court, quarterly, of Morgan.
Morgan, Ridley, of Marshall county, bill for the benefit of ---- 783, 1105
Morgantown—see Town.
Morgantown Deposit Bank—see Bank.
Morgan, W. R., deceased, late sheriff of Trimble, bill for the benefit of the heirs of ---- 607, 1182, 1379, 1431
Morgan, W. R., act for the benefit of the heirs of ---- 1402
Morrissey, Minnie, of Fleming county, bill for the benefit of ---- 724, 987, 1173, 1193, 1234
Morrison, Felix G., committee of Elizabeth Smith, of Russell county, bill for the benefit of ---- 1163, 1383
Morrison, F. G., committee for Elizabeth Smith, of Taylor county, act for the benefit of ---- 1371, 1434
Morton, David—see Taylor, J. H.
Morton, John P., appointed member of the Board of Visitors for the Institution for the Education of the Blind ---- 846

Mortonsville and Lexington—see Road, turnpike.
Moscow—see Town.
Moss, Thomas E., of McCracken county, bill for the benefit of ---- 744, 1049, 1052
Moss, Thomas H., nominated for Door-keeper ---- 21, 30
Mottley, E. H., late sheriff of Warren county, act for the benefit of, 920, 965, 1042, 1067
Mountain—see Railroad Company.
Mt. Sterling—see City.
Mt. Sterling, Compton, and Southeastern—see Railroad Company.
Mt. Sterling, Hinkston, and Bath—see Road, turnpike.
Mt. Sterling and Maysville—see Road, turnpike.
Mount Vernon Academy—see Rockcastle county.
Muddy river—see Muhlenburg and Butler counties.
Muhlenburg and Butler counties, bill to authorize the to build a bridge across Muddy river, &c. ---- 258, 359, 400, 417
Muhlenburg Coal Company, bill to incorporate the ---- 272, 325, 345, 390, 403
Muhlenburg county, act to amend act to authorize and empower the, to fund and compromise its bonded indebtedness ---- 908, 1080, 1150, 1197
—see Buckley, John.
Mulberry—see Road, turnpike.
Munday's Landing and Harrodsburg—see Road, turnpike.
Munfordville—see Town.
Murphy, Robert, late sheriff of Pulaski county, bill for the benefit of, 530, 802, 834, 872
Murray—see Bourland, B. E.
—see Town.
Murray, Bank of—see Bank.
Murray and State Line Gravel Road Company, bill to incorporate the, 841, 1086, 1150, 1196
Murray and Wadesboro Gravel Road Company, bill to incorporate the, 797, 1086, 1150, 1197
Mutual Benefit Association—see Association.
Mutual Benefit and Co-operative Fire—see Associations.
Life—see Associations.
Mutual Insurance Association—see Association.
Myers, James H., a pauper idiot, bill for the benefit of ---- 272
Myers, Mary D., a pauper idiot, bill for the benefit of ---- 272
Myra Branch and Kentucky River Coal and Iron Mining, Lumber, and Timber Company, bill to incorporate the ---- 1200, 1435
National—see Insurance Company.
—see Road, turnpike.
National Mutual Benefit—see Association.
National Teachers' Mutual Assurance Fund, bill to incorporate the ---- 312, 362, 392
act to amend the charter of the ---- 526
Navigable rivers—see Resolution, joint.
Navigable streams—see Wiley's branch.
—see Little Sandy river.
Navigation—see Red river.
Navigation Company—see Green and Barren River Navigation Company.

Neal, F. R., late sheriff of Washington county, bill for the benefit of, 570, 1238, 1297, 1320
Neel, Thomas W., of Butler county, bill for the benefit of 835, 970
Negro—see Schools, common.
Nelson county, bill authorizing the coroner of, to appoint one or more deputies, 258, 333, 351, 392
—see Clerks of county court of Lewis county.
—see License.
—see Railroad taxes.
—see School district.
Nevada—see Town.
New Albany and Chicago—see Railroad Company.
New Campbellsburg—see Town.
New Castle and Eminence—see Road, turnpike.
New Castle magisterial district of Henry county, bill to prevent stock from running at large in the 799, 832, 915, 950
New Liberty and Dallasburg—see Road, turnpike.
New Liberty and Sparta—see Road, turnpike.
New Market—see Town.
Newport—see City.
Newport Barracks, message of Governor in regard to 427, 526
Newport Cemetery Company—see Cemetery Company.
Newport and Licking—see Road, turnpike.
Newport Light Company, bill to incorporate the 700, 760, 786, 873
Newport Mutual Fire—see Insurance Company.
Newport Printing and Newspaper Company, act to repeal act to incorporate the, 1034, 1053, 1075, 1096, 1104
Newspaper—see Evening Post.
Newspaper Company—see Newport Printing and Newspaper Company.
Newspapers, Sergeant-at-Arms directed to furnish 77, 81
resolution, joint, in regard to the pay for, 82, 101, 105, 121, 131, 166, 179
each Senator authorized to subscribe for 97
Sergeant-at-Arms directed to furnish members of Senate 122, 137, 147
Nichol, Greenup, of Rowan county, bill for the benefit of 787, 1083, 1113, 1139
Nicholas county, bill changing the name of Buzzard Roost precinct in, 633, 802, 834, 872
bill to prohibit the sale or giving or loaning of spirituous liquors within two miles of Deering's Camp Meeting Ground, in, 937, 1201, 1251, 1273
bill to repeal act to amend act for the benefit of the 1084
—see Claims.
—see School district.
Nicholas county and quarterly courts—see Holliday, J. H.
Nicholas and Fleming counties, bill to prevent trespass in 461, 612, 642, 660
Nicholasville—see Judge, county.
Nicholasville and Kentucky River—see Road, turnpike, Sulphur Well Branch of the Nicholasville and Kentucky river.
—see Road, turnpike.
Nolen, B. F., late sheriff of Harlan county, bill for the benefit of 570, 885, 942, 963
Nolin river—see Vanmeter, Decatur.

Normal schools—see Schools.
North Benson—see Town.
Northeastern Kentucky—see Bank, Deposit.
Northern Bank—see Bank.
North Fork and Kentucky River Coal and Iron Mining and Manufacturing Company, bill to incorporate the ---------- 1433
North Kentucky Fire—see Insurance Company.
North Middletown—see Town.
North Middletown and Cane Ridge—see Road, turnpike.
North Middletown Cemetery Company—see Cemetery Company.
North Middletown Deposit—see Bank.
North Middletown and Prescott—see Road, turnpike.
North and South—see Railroad Company.
Norwood, Alfred, see Foxworthy, Alexander.
Notaries public, lists of, 61, 80, 91, 95, 103, 115, 120, 136, 142, 160, 176, 183, 200, 209, 227, 239, 253, 262, 274, 282, 300, 313, 321, 339, 347, 359, 395, 428, 443, 465, 476, 496, 553, 573, 614, 624, 648, 674, 691, 738, 746, 773, 790, 800, 877, 921, 974, 1046, 1126, 1204, 1279, 1342, 1442
Oath to be taken by all officers appointed or elected, act to repeal act prescribing an ---------- 301, 1102
Oaths, administration of—see Appraisers of property.
Obstructions in creeks—see Hopkins county.
—see Webster county.
O'Daniel, E. H., committee for Josephine O'Daniel, bill for the benefit of ---------- 754
Oddville, Smithsonville, and Claysville—see Road, turnpike.
Oddville and Stony Point—see Road, turnpike.
Offenders, certain, act requiring to contribute to the expense of their punishment, 1012, 1065
Officers and attaches of this General Assembly, resolution authorizing and directing the Auditor to pay ---------- 282, 313, 328
certain public, act to regulate the fees and salaries of, 249, 309, 317, 364, 801, 884, 922, 1043, 1057
certain public, bill to amend act to regulate the fees and salaries of ---------- 1203
county, bill to amend act to prevent intoxication of, 329, 396, 414, 432, 1317, 1330
county, in this Commonwealth, act to amend act to prevent intoxication of, 639, 665
county—see Commissioners of Kenton county.
of the General Assembly and their salaries, resolution in relation to, 139, 145, 215, 236, 254, 261
of the General Assembly, act to regulate and fix the pay of the, not now provided for by law ---------- 854, 923, 951, 1039, 1167
of the General Assembly, pay of—see Resolution, joint.
remuneration of—see Court, city, of Louisville.
of the Senate, per diem of those organizing Senate ---------- 62
Official advertisements—see Henry county.
Official salaries—see salaries.
Ohio county—see Baird, A. B.
—see Benton, Joseph T.

Ohio county—see Boswell, Henry D.
—see Herrell, Moses.
—see Pendleton, John E.
Ohio County Fair Company, bill to incorporate the ---------- 798, 897, 943, 963
Ohio Valley—see Road, turnpike.
to the South Atlantic Coast—see Resolution, joint.
Oil Company—see Fuller Oil Company.
Oil, Mining, and Transportation Company—see Louisville and Burksville Oil, Mining, and Transportation Company.
Oils made from coal, petroleum, &c., bill to amend act in reference to the inspection, sale, and storage of ---------- 584, 727, 756
Oldham county, bill to amend act to authorize the voters of Lagrange and Westport voting precincts, in, to vote a tax for turnpike purposes, 810, 1346, 1401, 1429
—see Court of claims.
—see Hudson, R. C.
—see School district.
—see Taylor, Sanford.
Oldham quarterly court—see Court, quarterly, of Oldham.
Orangeburg—see Town.
Orders of the day—see Clerk.
Orphans' Home—see German Baptist Orphans' Home.
—see Louisville Baptist Orphans' Home.
Owen county, act for the employment of teams on the public roads in ---------- 360
bill to amend act to prevent stock from running at large in ---------- 418
—see Ennis, James R.
—see School district.
court—see Court, county, of Owen.
Owensboro—see City.
—see Masonic Temple Company.
—see Schools, free.
Owensboro and Buzzard Roost Gravel Road Company, bill to incorporate the, 890, 1058, 1099, 1115
Owensboro and Russellville—see Railroad Company.
Owensboro Water Company, act to authorize the, to increase their bonded indebtedness ---------- 1183, 1219, 1253, 1271
Owens, D. D., act for the benefit of ---------- 162, 271
Owens, John J., nominated for Door-keeper ---------- 21, 30
Owenton—see Town.
Owenton Building and Savings—see Association.
Owenton and Monterey—see Road, turnpike.
Owenton, Pleasant Ridge, and Williamstown—see Road, turnpike.
Owingsville—see Town.
Owingsville, Bald Eagle, and Sharpsburg—see Road, turnpike.
Owingsville and Big Sandy—see Railroad Company.
Owners of hacks—see Hacks.
Owners and keepers of studs, jacks, and bulls—see Simpson county.
Padget, Rebecca and Susan, of Barren county, act for the benefit of ---- 398, 681, 698, 706
Paducah—see Patterson, Mrs. E. E.

Paducah—see Property destroyed.
Paducah and Clark's River Gravel Road Company, bill to amend the charter of the, 404, 675, 698, 707
Paducah Electric Light and Heating Company, bill to incorporate the, 607, 711, 742, 780
Paducah Fair and Jockey Club—see Association.
Paducah and Illinois Bridge Company, bill to incorporate the 938, 1179, 1226, 1254
Paducah and Lovelaceville—see Road, turnpike.
Paducah and Mayfield Gravel Road Company, bill to incorporate the 423, 694, 739, 780
Paducah and North Ballard Gravel Road Company, bill for the benefit of the, &c., 938, 1301, 1404, 1431
Pages who acted as such during the organization of the Senate, Sergeant-at-Arms directed to report names of 115
Pages, Sergeant-at-Arms directed to employ 79, 105
Paint Lick, Garrard county, bill to amend act to prohibit the sale of spirituous liquors in 460, 711, 741, 782
Paintsville and Richmond—see Railroad Company.
Paintsville and Salyersville—see Railroad Company.
Palace Hotel Company, bill to incorporate the 701, 897, 1041, 1067
Palmyra Christian Church—see Church.
Paramount Institute—see Institute.
Paris—see City.
Paris Cemetery Company—see Cemetery Company.
Paris and Clintonville—see Road, turnpike.
Paris Deposit Bank—see Bank.
Paris, Hume and Bedford—see Road, turnpike.
Park—see Benjamin Gratz Park.
Parker, J. W., of Lewis county, bill for the benefit of 783, 987, 1049, 1071
Parkland—see Town.
Parksville—see Town.
Park Railroad Company—see Railroad Company.
Parnell, Charles Stewart, tendered use of Senate Chamber 151, 166, 181
Parnell, Charles Stewart, resolution of thanks to 539, 618, 642, 661
Paton, J. E., circuit clerk of Bourbon, bill to authorize the county court to pay for making index 633, 843, 898, 919
Patrick, A. B, bill for the benefit of 908, 1080, 1113, 1158
Patrons of Husbandry of Calloway county, bill to amend act to incorporate Clark's River Grange, No. 228 406, 967, 1070
Patterson, Mrs E. E., of Paducah, bill for the benefit of 797, 827
Pauper idiots—see Idiots.
Pay of justices of the peace—see Justices of the Peace.
Pay of officers—see Officers of Senate and House.
Pay of witnesses—see Witnesses.
in felony cases—see Witnesses.
Payne, Wm. T., act for the benefit of 104, 329, 344, 347
Payne's Depot and Mount Vernon—see Road, turnpike.
Peacock, S. M., of Garrard county, bill for the benefit of 708, 965, 1042, 1066,
Peak's Mill—see Town.
Peal, W. R., sheriff of Trigg county, bill legalizing the revenue bond of, &c., 1056, 1151, 1197

Pearce, G. B., of Henry county, bill for the benefit of 656, 1011, 1050, 1057
Pellville—see Judge, police.
—see Town.
Pendleton, Dr. John E, of Ohio county, bill for the benefit of 601, 754, 807, 817
Pendleton county, bill to prevent the sale of spirituous liquors within two miles of Bachelor's Rest, in 700, 801, 835, 873
bill to authorize the building of turnpike roads in, 541, 888, 1083, 1099, 1115
act requiring certain legal advertising in, to be inserted in any paper in general circulation, &c. 1117, 1135, 1195, 1229
—see Collinsville magisterial district.
—see McCandless, James.
court—see Court, county, of Pendleton.
Penitentiary, Auditor requested to furnish statement of amount of revenue paid out on account of the, in the last five years 186
Auditor directed to draw his warrant for expenses incurred in the investigation of the 1400, 1416, 1432, 1439, 1448
Branch, bill to provide for the erection of a, 744, 752, 805, 826, 994, 1020
Branch, bill to provide for a 599, 628, 722, 753, 827
Branch, appointment of Commissioners of 1394, 1409
bill to provide for a burying-ground and water-supply for the, 1381, 1386, 1405, 1444
Committee on, directed to prepare a bill for leasing the convicts 60
Committee on, directed to send for Louis D. Pilsbury 148
committee appointed on the part of the House on the various bills in relation to the 1045
act to provide for the government, management, and discipline of the, 1232, 1261, 1284, 1325, 1373, 1378
Governor requested to furnish the last report of the Inspectors of the, 183
bill to provide for the government, management, and discipline of 1395
Keeper of, resolution instructing the Governor in regard to the 709
bill to provide for the keeping and leasing a portion of the convicts of the 1048
act to provide for leasing of the surplus labor of the, 826, 900, 917, 931, 947, 958, 1011
act to provide for the relief of the 1177, 1207, 1304, 1328, 1373, 1378
bill to amend section 16 of act to provide for the relief of the 1361
report of special committee on the 556
report of special committee directed to be furnished Sergeant-at-Arms of the House 639
report of committee on resolution in regard to removal of Keeper of, 844
resolution, joint, appointing committee to report upon the management of 82, 116, 131
resolution appointing committee to inquire into the management and discipline of the 83
resolution empowering select committee on, to appoint a person to act as clerk and sergeant-at-arms to said committee 179
resolution allowing the special committee on the, to sit during the session of the Senate 182

Penitentiary, resolution in regard to the sanitary condition of 168, 191
resolution raising a joint committee, composed of all the physicians of both Houses, to examine the, with the Governor, 199, 212, 215, 224, 261
resolution appointing committee to inquire whether the laws in regard to have been violated 204
resolution directing Keeper of, to release certain convicts confined in the 208
resolution to allow Keeper to be present when testimony is taken by special committee on 223, 225
resolution instructing special committee on to report 227
resolution referring House resolution in regard to, to special committee, to report upon the legal status of 717
resolution to appoint a joint committee to report a bill affording relief to the 1030, 1032, 1050, 1057
resolution to raise a committee on the present status of the, 1132, 1135, 1139, 1152, 1199
resolution in relation to the election of Warden, 1362, 1373, 1384, 1407, 1108, 1418, 1427
—see Auditor.
—see South, J. W.
Penix, Wm., of Menifee county, bill for the benefit of 607, 651, 678, 689
Penny, J. W., of Mercer county, bill for the benefit of 608, 786, 834, 873
Pension—see McKee, Mrs. Jane W.
Pensions of soldiers of Mexican war—see Resolution, joint.
Pensions for claims during the late war—see Resolution, joint.
People's Bank—see Bank.
People's City—see Railroad Company.
Per diem, mileage, and stationery of members, resolution to bring in a bill reducing the 451, 464, 1317
—see Members of the General Assembly.
Perkins, W. H., late sheriff of Daviess county, bill for the benefit of, 634, 832, 899, 918
Perry, A. C., directed to act as Sergeant-at Arms 1372
Perry county—see Combs, L. D.
—see Fields, Henry.
Perry, H. J., and others, bill for the benefit of 1393
Perryville Male and Female—see Seminary.
Persimmon Grove, bill to prohibit the sale of spirituous liquors at or near, 842, 898, 1042, 1067, 1151
Persimmon Grove and Pendleton Line—see Road, turnpike.
Petersburg—see Town.
Petition of court of claims of Hopkins county 87
of citizens of Three Springs, Hart county 94
of citizens of Adairsville Lodge, I. O. O. F. 94
of Annie Laurie Quinby 102
of J. L. Dulin and others, of Christian county 112
of citizens of Monticello 113
of citizens of Oldham county court 120
of citizens of the town of Greenup 120
of citizens of Hart, Barren, and Metcalfe counties 152

Petition praying for continuance of Fish Commission 152
of citizens of Greenup county 169
of citizens of Lewis county 169
of tanners of Louisville 181
of bark-shippers and peelers of Larue county 181
of citizens of Carter county 201
of citizens of Uniontown 204
of bark-peelers and shippers of Montgomery county 210
of citizens of Ohio county 210
of certain commission merchants of Louisville 215
of certain tanners of the city of Louisville 215
of citizens of Kenton county 238
of citizens of Greenup county 259
of board of trustees and citizens of Lovelaceville 259
of citizens of Jefferson county 283
of the Bath county bar 283
of citizens of Free Springs, Hart county 314
of citizens of Louisville 314
of citizens in the Green and Barren river country 314
of citizens of Augusta 330
of citizens of Fulton county 339
of citizens of Harrodsburg 339
of citizens of McCracken county 339
of citizens of Jefferson county 339
of citizens of Augusta precinct, in Bracken county 355
of citizens of Campbell county 358
of citizens of Shelby county 358
of citizens, praying the passage of a law preventing the sale of liquors on Sunday 358
of citizens, to incorporate the Quicksand Lumber and Mining Company 358
of citizens, for a law prohibiting the sale of liquors on Sunday 358
of citizens in regard to the Green and Barren River Navigation Company, 358
of the council of the city of Glasgow 377
of citizens of Jefferson county 377
of citizens of Grayson county 377
of citizens of Green river country 377
of citizens of the county of Jefferson 377
of physicians and druggists 377
of citizens of Hopkins county 395
of citizens of town of Dixon, Webster county 407
of citizens, praying the passage of a law preventing the sale of liquors on the Sabbath day 407
of citizens of Webster county 418
of citizens of town of Rockport 418
of citizens of magisterial district No. 7, in Pendleton county 426
of citizens of Louisville 433
of citizens of Bowling Green 434
of citizens of Louisville 442
of citizens of Harlan county 450

Petition of citizens of Campbell county ---- 462
of citizens of Mercer county ---- 476
of citizens of Louisville ---- 489
of citizens of Carroll county ---- 489
of citizens to prevent the sale of liquors on the Sabbath day ---- 489
of citizens of Bracken county ---- 489
of citizens praying the passage of an act to prevent the sale of liquors on the Sabbath day ---- 489
of citizens of Jessamine county ---- 492
of citizens of Rockcastle county ---- 495
of citizens of Campbell county ---- 495
of citizens of Lagrange ---- 522
of citizens to prevent the sale of liquors on the Sabbath day ---- 523
of Col. W. L. Smith, of Carroll county ---- 531
of Edwin H. Walker ---- 531
of citizens of Rockcastle county ---- 531
of citizens of Covington ---- 531
of citizens of the city of Covington ---- 531
of citizens of the city of Covington ---- 531
of citizens of Clayville ---- 543
of physicians ---- 543
of citizens of Louisville ---- 543
of citizens of the Lewisburg precinct ---- 584
of A. G. Wacker, of Allen county ---- 602
of colored voters of Barren county ---- 602
of the members of the bar of Owen county ---- 602
of citizens of Kenton county ---- 623
of citizens of Jefferson county ---- 648
of citizens of Bacon creek ---- 648
of citizens living in the vicinity of Monroe Church, in Hart county ---- 648
of citizens of Powell county ---- 661
of citizens of Nicholas county ---- 691
of citizens of Taylorsville ---- 702
of citizens of Warren county ---- 737
of citizens of Rockcastle county ---- 744
of citizens of Lewis county ---- 785
of citizens of Dixon ---- 816
of citizens of Kenton ---- 816
of sundry women of Richmond ---- 816
of citizens of Dixon ---- 891
of citizens of Washington county ---- 940
of citizens of Green county ---- 1058
of citizens of Greenup ---- 1116
of citizens of Floyd county ---- 1336

Perit jurors—see Jurors.

Petroleum Company—see Miller & Matthews Lead Mining and Petroleum Company.

Peyton, J. F., and O. H. McRoberts, of Lincoln county, bill for the benefit of. 938, 989, 1049, 1071

Pharmaceutist—see Druggists.

Pharmacy—see Board of Pharmacy, State.
Phœnix Hotel Company, bill for the benefit of the ---------- 132, 170, 196, 206
Physicians of Barren, Monroe, and Metcalfe counties, act to exempt from working on roads upon certain conditions ---------- 788, 825, 844, 855
Pickering, Thomas W., late sheriff of Caldwell county, bill for the benefit of, 190, 262, 297, 312
Pickett, James C., of Mason county, act for the benefit of ---------- 1241
Pidcock, Harvey, of Todd county, act for the benefit of ---------- 810, 1047, 1082, 1101
Pike county—see Adams, A. E.
—see Court of claims.
—see Cline, P. A.
—see Tug river portion of Pike county.
—see Hamilton, Wm. H.
—see Johnston, Joseph.
—see Leslie, K. F.
—see Line, county.
—see Rock House Fork of Big creek.
court—see Court, county, of Pike.
Piketon—see Cline, P. A.
Pikeville—see Town.
Pilsbury, Louis D—see Penitentiary.
Pistols, bowie-knives, dirk-knives, &c., act prohibiting the selling, loaning, or giving to minors ---------- 927
Pistols, bowie and dirk-knives, colts, slung-shots and metallic cartridges, and brass-knuckles, bill taxing and requiring a license to sell the same, 1103, 1185, 1376
Pistols, bowie-knives, dirk-knives, &c., bill imposing a tax on ---------- 927
Pitman Timber Company, bill to incorporate the ---------- 810
Pleading in civil cases, resolution for the appointment of a joint committee to draft and report a bill repealing the present system of ---------- 544, 557
Pleasant Hill and Jessamine County—see Road, turnpike.
Pleasureville—see Town.
Pleasureville, Bethlehem, and Kentucky River—see Road, turnpike.
Pleuro-pneumonia, resolution requesting our Representatives in Congress to urge the passage of some measure for the extirpation of ---------- 477, 488, 516, 522
Plummer, B. A.—see Foxworthy, Alexander.
Plummer, J. B., late sheriff of Simpson county, bill for the benefit of, 810, 987, 1099, 1115
Plummer's Landing and Muse's Mill—see Road, turnpike.
Poisons in this Commonwealth, act to regulate the sale of ---------- 635, 1393, 1407, 1427
Polkville—see Warren county.
Polytechnic Society—see Society.
Pomeroy Coal Company, bill to amend act to incorporate the ---------- 965
Pond Draining Company—see Jefferson Southern Pond Draining Company.
Poor-house—see Castello, Edward.
—see Court, county, of Boone.
—see Nicholas county.
Poor Ridge and Sugar Creek—see Road, turnpike.
Poplar Mountain Coal Company, bill to amend the charter of the ---- 406, 452, 539, 566, 621
Poplar Plains—see Town.

Popp, Michael, of Cincinnati, Ohio, act for the benefit of ---- 195, 404, 421, 422
Port Royal—see Town.
Postage—see Librarian, State.
Powell county—see Line.
Power, John M., of Magoffin county, bill for the benefit of ---- 1200, 1435, 1439, 1448
Powers, David A., of Hancock county, bill for the benefit of ---- 734, 759, 807, 824
Prather, W. Vaughn, elected Chief Clerk ---- 4, 5
Pratt, Clifton J., added to committee appointed to examine into the Penitentiary question ---- 160
Preachers' Relief Association—see Association.
Precinct No. 3—see McLean county.
Presbyterian Orphans' Home—see Society.
President, resolution instructing members in Congress from Kentucky to use their influence to have salary of, reduced to $25,000 ---- 273, 435, 474, 519
Press, Kentucky, members of invited to seats on the floor of Senate ---- 693
Price, Dr. S —see Asylum, Eastern Kentucky Lunatic.
Price, E L., of Webster county, bill for the benefit of ---- 754, 967, 1042, 1066
Princeton—see Town.
Princeton College—see College.
Princeton Lodge—see Lodge.
Principals and factors or agents, act to declare and amend the law relative to, 1177, 1311, 1393, 1407, 1449
Printing House for the Blind—see American Printing House for the Blind.
Priorsburg Lodge—see Lodge.
Prisoners in jail—see Hopkins and other counties.
Process and execution—see Green county.
—see Union county.
Procter, John R., appointed State Geologist ---- 1240
Profit, James, &c., bill to allow further time to collect the county levy of Monroe county ---- 247, 333, 351, 392
Property found adrift upon certain rivers, act to regulate the taking up of, 350, 853, 1316, 1378, 1395
Property afloat upon the rivers and water-courses, act for the better protection of ---- 1313
Property, certain, exempted from the payment of debt, bill to define, 424, 890, 1316, 1356, 1372
Property destroyed by the United States troops at Paducah, resolution in regard to, 259, 435, 473, 518
Property rights—see Married women.
Prostitutes in the city of Louisville, bill to provide for the reformation of a certain class of ---- 755, 896, 1040, 1068
Protestant Children's Home—see Covington Protestant Children's Home.
Pruitt and Giles—see Green and Barren River Navigation Company.
Public buildings, State and county—see General Statutes.
Public improvements—see Court, county of Gallatin.
Public Printer directed to print rules of Senate ---- 60
furnish Senators with Governor's Message ---- 61
furnish printed sheets of Journals for the use of General Assembly ---- 79, 90, 111, 127, 166, 179
print list of standing committees ---- 85

Public Printer directed to print bill to provide for altering, amending, or changing the present Constitution ... 91
bill to prevent unlawful charges for the transportation of freight by railroad companies ... 96
bill prescribing the duties of county attorneys ... 114
bill to define and secure the property of married women ... 137
bill to create and establish the Superior Court of Kentucky ... 143
bill to amend section 2, article 22, chapter 28, of the General Statutes, title "Courts" ... 143
list of special committees ... 147
bill defining and regulating charges on through and way-freights on railroads, and to impose a penalty for violating the same ... 183
bill to amend chapter 95 of the General Statutes, title "Salaries" ... 186
bill to amend section 6, article 13, chapter 38, of the General Statutes ... 202
bill to repeal sections 116 and 117 of the 7th chapter, title 7, and sections 605 and 606 of chapter 3, title 13, of the Civil Code of Practice ... 217
bill to amend act to authorize the trustees of the Cincinnati Southern Railway to acquire the right of way, and to extend its line of railway through certain counties ... 240
bill to amend Code of Practice in criminal cases ... 249
bill to regulate the fees and salaries of certain public officers ... 249
Public Printer, resolution in regard to the election of ... 238, 269, 281, 309, 318
directed to print report of special committee appointed to examine into the affairs of clerks' offices in Jefferson and other counties ... 290
resolution in regard to circuit court clerk's office of Jefferson county ... 295
bill to provide for the recovery of money raised under any lottery privilege for the benefit of any school of learning, public library, public charity, or corporation, wrongfully or fraudulently appropriated, withheld or converted, by any person ... 301
bill to regulate the charges the fortransportation of freights upon railroads, &c. ... 316
bill to provide for publishing the Decisions of the Court of Appeals ... 325
response of Auditor to resolution in regard to nature of debts due by certain corporations ... 355
report of committee appointed to visit the Deaf and Dumb Institution ... 439

Public Printer and Binder, directed to print act to amend act to incorporate the Union Express Company 457
act to amend act to define the duties and fix the compensation of the 442, 479, 488, 516, 530
resolution instructing Committee on Printing to bring in a bill abolishing the office of 470
resolution to postpone the election of 471, 539
election of 480
S. I. M. Major elected 482
directed to print report of joint select committee appointed to visit the Western Lunatic Asylum 491
directed to print report of joint select committee appointed to visit Blind Asylum 492
Public Printer directed to print response of Auditor in regard to counties whose revenue remains unpaid 726
bill giving quarterly courts jurisdiction in cases of misdemeanor, &c. 819
bill to provide for leasing the surplus labor in the Penitentiary 826
bill to provide for a Branch Penitentiary 827
act to regulate the fees and salaries of certain public officers 885
report of committee on resolution in regard to the removal of the Keeper of the Penitentiary 845
bill to authorize the Commissioners of the Sinking Fund to sell the stock in turnpike roads 946
message of Governor in regard to Agricultural and Mechanical College 984
report of special committee appointed to visit the Agricultural and Mechanical College 986
bill compelling certain offenders to contribute to the expenses of their punishment 1013
bill to amend article 11, chapter 29, of the General Statutes 1012
bill to provide for keeping and leasing a portion of the convicts 1048
bill for the relief of the Penitentiary 1177
act to amend the charter of the Kentucky Central Railroad Company 527
report of Special Committee on the Penitentiary 556
substitute for act to amend chapter 95 of the General Statutes, title "Salaries" 573
bill to repeal in part act to incorporate the Green and Barren River Navigation Company 587
report of Central Kentucky Lunatic Asylum 599
address of John Gray 635, 692
bill fixing the compensation of the members of the General Assembly 665
bill to provide for uniform assessment of property and for the collection and return of taxes 676

Public Printer directed to print bill to establish a railroad commission, &c. ____ 691
bill to incorporate the American Commercial Company ____ 693
act to amend article 11, chapter 29, of the General Statutes, title "Crimes and Punishments" ____ 722
letter of Gen. D. C. Buell ____ 672
bill to amend the revenue laws ____ 1185
Public printing and binding, statement in regard to ____ 112
Public printing and binding, resolution calling on Auditor for certain information in regard to cost of ____ 253, 268, 281, 335, 352, 359
Public Printer directed to print bill for the government, management, and discipline of ____ 1232
bill to incorporate the Agricultural and Mechanical College ____ 1232
furnish synopsis of acts ____ 1411
Public roads—see General Statutes.
Pulaski county, bill to provide for the collection of the State revenue due from, 690, 740, 781
—see Burton, George A.
—see Farmer, Mathew.
—see Russell, D. W.
—see School district.
—see Williams, Joseph.
Pulaski county court—see Court, county, of Pulaski.
Punishment—see Offenders.
Punishment of abortion—see Abortion.
Punishment of seduction—see Seduction.
Pursley, John, bill to amend act to authorize, to erect a boom across Wolf creek, in Martin county ____ 1220, 1278, 1356, 1398
Pursley, J. J., resolution for the benefit of ____ 101, 119, 166, 181
Quicksand creek, Breathitt county, act providing for the improvement of the navigation of ____ 1382
Quiggins, Wm., of Breckinridge county, bill for the benefit of ____ 1200, 1238, 1297, 1320
Quinby, Annie Laurie—see Petition.
Quinby, Annie Louisa, petition of, in relation to female suffrage ____ 102, 157
Quinn, W. K., committee for Elizabeth Quinn, bill for the benefit of ____ 659
Race and Fair Company—see Ten Broeck Race and Fair Company.
Railroad Commission, bill to establish a, &c. ____ 690, 709, 761, 1028, 1085, 1153, 1162
Railroad Commissioners, board of, act to amend act to establish a, 1183, 1256, 1298, 1315
names of ____ 1321, 1444
Railroad companies, act to prevent unlawful charges for transportation of freight by ____ 95, 848, 861, 1360, 1406, 1426
act to amend act to prescribe the mode of ascertaining the value of the property of ____ 1182, 1256, 1297, 1315
Railroad Company, Anderson Hill Inclined Plane, of South Covington, act to incorporate the ____ 775, 1360, 1373
Bloomfield and Harrodsburg, bill to incorporate the, 1159, 1239, 1300, 1333, 1359

Railroad Company, Cincinnati Southern, bill to amend act to authorize the trustees of to acquire the right of way, and to extend its line of railway through certain counties ---------- 240
Chattaroi, bill to amend act to amend act to incorporate the, 329, 399, 411, 576, 620, 622, 646
Chattaroi, bill to amend act to incorporate the, 1336, 1391, 1438, 1446
Chicago, St. Louis, and New Orleans, bill in relation to the, 404, 652, 756, 815, 874
Columbus and Tennessee River, bill to incorporate the, 854, 898, 965, 1040, 1067,
Clarksville and Princeton, bill to incorporate the, 841, 1080, 1112, 1158
Clarksville and Princeton, bill to amend act to amend act to amend the charter of the ---------- 1257, 1435, 1448
Cumberland and Green River, bill to incorporate the, 247, 315, 345, 1296, 1320
Cumberland and Ohio, bill to amend act to incorporate the, 131, 185, 212, 236
Cumberland and Ohio, act to amend act to incorporate the, 408, 519, 551, 560
Cumberland and Ohio, bill to amend the charter of the, 1123, 1182, 1380, 1401, 1430
Cumberland and Ohio, Northern Division, bill in relation to the ---------- 461, 577, 585
Cumberland and Ohio, Middle Division, bill to incorporate the, 634, 737, 754, 769, 824
Cumberland and Ohio, act in relation to the Northern Division of the ---------- 595, 652, 807, 821, 853, 870, 905
Dixon and Princeton, act to incorporate the ---- 831, 1199, 1228, 1246
East Cairo and Paducah, act to incorporate the, 316, 330, 519, 538, 560
Elizabethtown, Lexington and Big Sandy, act to amend act to incorporate the ---------- 1161, 1256, 1314, 1341
Elizabethtown and Paducah, bill to amend act to charter the, 272, 396, 414, 432
Elizabethtown and Paducah, bill to amend act to charter the, 423, 456, 470
Elizabethtown and Paducah, bill to amend act to charter the ---------- 607, 833, 898, 919
Forest Hill Inclined Plane, of Covington, act to amend act to incorporate the ---------- 892, 1256, 1298, 1315
Glasgow, bill to amend the charter of the ---------- 541, 833, 1041, 1069
Green River, Burksville and Cumberland Valley, bill of incorporation of the ---------- 541
Harrodsburg and Northwestern, act to incorporate the, 969, 1256, 1314, 1341
Henderson and Southwestern Narrow Gauge, bill to incorporate the ---------- 1257, 1346, 1404, 1428

Railroad Company, Kentucky Central, bill to amend the charter of the, 460, 527, 559, 568, 628, 642, 661, 946
Kentucky, Cumberland Gap and Southern, act to consolidate the with the Kentucky Union ---------- 714, 754, 807, 817
Kentucky Southern, bill to amend act to incorporate the, 798, 1031, 1083, 1150, 1197
Kentucky Union, act to amend act to incorporate the, 829, 906, 931
Lexington and Big Sandy, Eastern Division, bill authorizing the stockholders of the to change the name of said corporation, 734, 833, 899, 919
Licking Valley, bill relating to the---------- 701, 786, 915, 937
Louisville, Cincinnati and Lexington, act to amend the charter of the ---------- 744, 906, 930, 946
Louisville, Cincinnati and Lexington, bill for the benefit of the holders of certain mortgage bonds issued by the, 755, 860, 1072, 1082, 1101
Louisville, Cincinnati and Lexington, bill to amend act to amend the charter of the---------- 1175, 1221, 1272, 1299
Louisville, Cloverport and Western, act to incorporate the, 842, 912, 922, 1057, 1120, 1192, 1233
Louisville, Henderson and Paducah, bill to amend act to incorporate the ---------- 799, 1123
Louisville, Lawrenceburg and Harrodsburg, act to incorporate the ---------- 1126, 1256, 1314, 1340
Louisville, Memphis and New Orleans, bill to amend act to amend act to incorporate the---------- 405, 613, 642, 660
Louisville and Nashville, bill amending the charter of the, 199, 227, 268, 317, 361, 431, 448, 455, 472, 484, 492, 502, 523, 538
Louisville and Nashville, bill amending the charter of the, 199, 227, 240, 270, 281, 569
Louisville and Nashville, bill authorizing the commissioners of the sinking fund, to sell, dispose of, and transfer the stock of the, held by said commissioners, &c., 449, 658, 693, 710, 1050, 1070
Louisville and Nashville, for Logan and Simpson counties, act for the benefit of the commissioners of the sinking fund of the ---------- 831, 906, 931, 946
Louisville, New Albany and St. Louis, bill in relation to the, 907, 966, 1049, 1071
Madison and Southern, act to incorporate the, 1139, 1219, 1272, 1279
Madisonville and Shawneetown Straight Line, bill to amend act to incorporate the ---------- 704, 777
Maysville and Big Sandy, act to amend act to incorporate the, 406, 718, 728, 737, 1075, 1091, 1099
Maysville and Lexington, Northern Division, act to amend the charter of---------- 316, 519, 551, 560
Memphis, Paducah and Northern, bill to amend act to incorporate the ---------- 406, 575, 605, 621
Mountain, bill to incorporate the---------- 1122, 1239, 1296, 1319

Railroad Company, Mount Sterling, Campton and Southeastern, act to incorporate the ---------- 990, 1120, 1195, 1230
New Albany and Chicago, bill to incorporate the, 907, 966, 1039, 1069
North and South, bill to incorporate the ---------- 965
Owensboro and Russellville, act to amend act to amend the charter of the ---------- 226, 246, 270
Owingsville and Big Sandy, bill to incorporate the, 825, 968, 1011, 1040, 1070
Paintsville and Richmond, bill to incorporate the ---------- 1360
Paintsville and Salyersville, bill to incorporate the ---------- 1236
Park, of the city of Paducah, bill to incorporate the, 470, 843, 899, 918
People's City, of Louisville, act to incorporate the, 1048, 1058, 1074, 1192, 1276, 1314, 1341
Richmond, Irvine and Three Forks, act to amend act to incorporate the ---------- 1257, 1435
Richmond and Southwestern, act to authorize the, to build, maintain, and operate a railroad in the State, 423, 577, 733, 769, 824
Richmond and Southwestern, bill to amend act to authorize the to build, maintain, and operate a railroad, &c. ---------- 1355
Richmond and Southwestern, bill to authorize the, to extend its railroad, &c. ---------- 787, 853, 900, 914
Richmond, Irvine and Three Forks, bill to amend act to incorporate the ---------- 1938, 1208
Shelby, act to amend the charter of the, 1123, 1182, 1379, 1403, 1431
Shelby, bill to amend act to amend the charter of the, &c., 1139, 1360, 1406, 1426
Shelby, act to authorize the, to issue and sell its mortgage bonds to pay its present bonded debts ---------- 461, 843, 898, 918
Railroad Company—see Terry Coal and Railroad Company.
Railroad debt—see Mason county.
Railroad engines and cars, act for the protection of passengers and others on, 1103, 1322, 1378, 1398
Railroads, bill defining and regulating charges on through and way freights on, and to impose a penalty for violating the same ---------- 182
within this State, bill regulating the charges for transportation of freights upon ---------- 316
act regulating the charges for freights transported by the ---------- 594
bill regulating the charges for transportation of freights upon ---------- 857
act to prevent persons other than passengers and employes from getting on and off trains or engines whilst in motion ---------- 519, 833, 1120, 1151, 1196
Railroad switch—see Atherton, J. M.
Railroad tax collector—see Marion county.
Railroad taxes, act to legalize the levy and collection of, in Nelson county, 724, 759, 806, 824
Railroad taxes, collector of—see Marion county.
Railroad and Turnpike Company—see Hartford Horse.

Railways, street, bill concerning 634, 639, 643, 647
running and being operated in the county of Jefferson, bill to regulate the fare of 1085, 1322, 1352
Ramsey, G. T.—see Corder, M. D.
Ratliff, J. E., sheriff of Pike county, bill for the benefit of 398, 622, 643, 691
Raymond, John P., of Robertson county, act for the benefit of 805, 1173, 1228, 1246
Read, B. F., and A. F. Thompson, securities of J. H. Read, late sheriff of Metcalfe county, bill to amend act for the benefit of 668
Ready, John M., of Garrard county, bill for the benefit of 442, 786, 834, 872
Real estate—see Advertising of real estate.
—see Tax.
Receivers of various courts—see Master Commissioners.
Rechabites—see Fountain Tent.
Record-books—see Books, blank record.
Records—see Court, county, of Ballard.
—see Court, county, of Campbell.
Redford, B. C., of Henry county, bill for the benefit of 406, 975
Redman Distilling Company, act to incorporate the 316, 320, 336, 338
Red river, bill to improve the navigation of, by an appropriation for same 615
Reese, S. B., of Knox county, bill for the benefit of 659, 884, 974, 1039, 1068
Reeves, G. W., appointed on Joint Committee on Re-districting State into Judicial Districts 116
Reformation of prostitutes—see Prostitutes.
Register of the Land Office—see Hager, Daniel.
—see Hitchcock, J. J.
Registration of bonds—see Allen county.
Registration and return of births, deaths, and marriages, act providing for the 1433
Religious instruction of the inmates of the charitable and other institutions of the State, bill to provide for the 1322, 1334, 1339, 1368
Remonstrance of citizens of Hart, Barren, and Metcalfe counties 152
Burksville 190
Boyd county 259
Boyd county 275
Cumberland county 314
Augusta 330
Breathitt county 395
Boone county 407
Louisville 425
Rockcastle county 433
Campbell county 475
Harrodsburg and Mercer county 475
Rockcastle county 489
Bracken county 489
Whitley county 489
Rockcastle county 495
Rockcastle county 522
Warren and other counties 634
Lebanon 531
Rockcastle county 531

Remonstrance of citizens of Louisville ... 683
Hart county ... 691
Lincoln county ... 692
Allen and Edmonson counties ... 702
Dixon ... 816
Louisville ... 846
Washington county ... 952
Clayville, Webster county ... 1045
town of Greenup ... 1137
Logan county ... 1432
of Col. W. L. Smith, of Carroll county ... 531
of the mayor and city council of Louisville ... 433
Remuneration of officers—see Court, city, of Louisville.
Renick, J. F, and C. M. Vaughan, former sheriffs of Hickman county, bill for the benefit of ... 198, 262, 297, 312
Repair shops of Cincinnati Railway—see Town, Danville.
Reporter of the Court of Appeals, act in relation to the ... 1394, 1407, 1427
Reporters, resolution of thanks to ... 1443
Reporting bills—see Bills.
Reports—see Court of Appeals.
Resolution offered by—
Cromwell Adair ... 762, 1016
Alex. E. Adams ... 87, 88, 139
Albert S. Berry ... 30, 97, 148, 165, 238, 275, 418, 595, 619, 1029, 1329, 1442
Joseph Bertram ... 63, 1228
James Blackburn ... 83, 147, 173, 182, 413, 450, 1119
J. H. Bruce ... 60, 253, 295, 348, 1129, 1362
M. T. Carpenter ... 63, 89, 295, 595, 1164
A. R. Clarke ... 30, 61, 361
Geo. T. Edwards ... 361
Charles D. Foote ... 389, 635
W. H. Frederick ... 102, 817, 1104
John T. Gathright ... 62, 77, 79, 113, 139, 294, 318, 590, 619, 778, 1093
Henry George ... 856
Clinton Griffith ... 85, 1384
George T. Halbert ... 77, 274
R. G. Hays ... 65, 122, 766, 910, 944, 1443
Samuel E. Hill ... 60, 121, 248, 737
Thomas Johnson ... 756
P. P. Johnston, 60, 82, 88, 93, 170, 179, 182, 413, 477, 528, 562, 573, 636, 717, 894, 1442, 1443
T. J. McElrath ... 79, 113, 187, 471, 1164
R. I. McQuiddy ... 62, 309, 385, 450
Thomas J. Megebben ... 1030
D. G. Mitchell ... 227, 534
W. O. Mize ... 223
Alex. B. Montgomery ... 113, 296, 531, 923
David R. Murray ... 31, 79, 87, 1075, 1119, 1134, 1167, 1411, 1432, 1443

Resolution offered by—
G. W. Reeves 79, 147, 186
John Walter Rowlett 88, 89, 97, 730
H. H. Skiles 115, 590, 762, 780, 1046, 1221
Isham Smith 526, 718, 816, 1307, 1328
Richard J. White 107, 118, 127, 148, 183, 191, 204, 223, 253, 451, 522
J. H. Wilkinson 238
A. H. Willingham 139, 595, 1104, 1279
Resolution adopting Rules of last Senate 60
appointing committee to wait on and inform the House the Senate is organized 30
appointing committee to wait on Governor 31
authorizing the introduction of a bill for the better education of the negro, 1221
calling on Auditor for information in regard to warrants paid under various heads 165
calling on Auditor to report the nature of debts due the Commonwealth by various specified corporations 248, 353
calling on Auditor for list of counties without sheriffs 590
calling on Auditor for statement of amount paid for clerical services for the last General Assembly 590
calling on Auditor for information in regard to gas companies 595
declaring it expedient to reduce salaries of all State officers, clerks, &c. 88
designating order of business 780
directing Public Printer to print rules of last Senate 60
directing Public Printer to furnish Senators with Governor's Message 61
directing Auditor to furnish account of work executed by the Public Printer 63
directing Sergeant-at-Arms to furnish daily papers 77, 81, 97
directing Speaker to appoint standing committee on Retrenchment and Reform 87
extending time for call of counties 1228
fixing hour of adjournment and meeting 191
limiting time of speaking 1016, 1129
of thanks to the clerks of the Senate 1443
of thanks to reporters of various papers 1443
in regard to compulsory education 619
in regard to calling up bills out of their regular order 636
in regard to meeting of Senate 1046, 1104, 1105
referring Governor's Message to appropriate standing committees 60
regulating the order of calling up bills 573
regulating meeting of the Senate and order of business 737, 745
regulating order of business 944
requesting Ministers of the Gospel to open the Senate with prayer 63
to hold night sessions 1164, 1216
to inquire into the expediency of letting the printing of the Decisions of the Court of Appeals to the lowest bidder 856, 929
to meet at 9½ o'clock, A. M. 595
to hold night sessions 817
—see Auditor.

Resolution —see Battle of New Orleans.
—see Beck, Hon. Jas. B.
see Beecher, Rev. Henry Ward.
—see Bills.
—see Blackburn, James.
—see Books, blank record.
—see Cantrill, J. E.
—see Clay, Cassius M.
—see Clerk.
—see Convention.
—see Court, U S Circuit and District.
—see Evidence.
—see General Statutes, Committee on.
—see Gray, John.
—see Kentucky river.
—see Leslie, Governor.
—see Librarian, State.
—see McCreary, Jas. B.
—see Penitentiary.
—see Press, Kentucky.
—see Public Printer.
—see Revenue.
—see Salaries.
—see Seats of Senators.
—see Sheriffs.
—see Society, Historical.
—see State Guard.
—see Stewards.
—see Stinnett, W. W.
—see Synopsis of Acts.
Resolution, joint, appointing joint committee of conference in regard to bill touching salaries of officers of the State ---------- 783, 818
directing Public Printer to furnish Journals to General Assembly ---------- 79, 90, 111, 127, 166
directing Committee on Sinking Fund of the two Houses to ascertain the cash value of the stock owned by the State in the Bank of Louisville; also the value of turnpike stock owned by the State ---------- 147, 157, 181, 197, 200
directing the Librarian to cause to be removed the urinal in the lower Hall of the State House ---------- 1075, 1317
extending the session of the General Assembly --- 534, 535, 552, 560
fixing day for the election of State Librarian ---------- 79
fixing the pay of certain officers of the present General Assembly, 766, 771, 909, 923, 956, 960, 961, 962
fixing a day for the General Assembly to adjourn ---------- 853, 1024
fixing day of adjournment of General Assembly ---------- 1160, 1318
for the benefit of the committee appointed to investigate the Louisville Gas Company ---------- 1236, 1260, 1297, 1320

Resolution, joint, giving the right of burial in that part of Frankfort Cemetery owned by the State to the bodies of Gen. Humphrey Marshall, Lieut. Col. Ezekiel Fields, and Maj. Thos. T. Hawkins, 450, 530, 552, 560
instructing joint committee to re-district the State into eighteen judicial districts ____ 181, 187, 202
instructing Representatives in Congress to vote against allowing claims for pensions during the late war ____ 718, 847
in regard to printing programmes, notices, and proceedings of County Teachers' Institutes ____ 539
prescribing the business to be considered by the General Assembly ____ 121, 138
raising a joint committee to investigate frauds on the Treasury, 1073, 1113, 1158
requesting our Representatives in Congress to secure the passage of a law granting pensions to soldiers of the Mexican war, 131, 164, 187, 197
requesting the Senators and Representatives of Kentucky in Congress to urge upon Congress the claims of the people for a just share of the appropriations for the improvement of the navigable rivers ____ 321
requesting Congress to make an appropriation for Government buildings at Louisville ____ 778, 783, 815, 856
requesting Congress to reduce salaries of Government officials, 816, 846
requesting our members in Congress to secure such appropriation as will promote the completion of a navigable water-way from the Ohio Valley to the South Atlantic coast ____ 1132, 1194, 1235
to abolish various named courts of the Commonwealth, 79, 97, 111, 135, 140
to adjourn without day ____ 526
to adjourn *sine die* on April 3d ____ 762
to adjourn the 6th of May without day, 1307, 1328, 1335, 1407, 1427
to extend time of final adjournment ____ 1443
to pay expenses of visiting committees ____ 760, 796, 1316, 1378, 1395
—see Asylum, Central Lunatic.
—see Asylums, lunatic.
—see Asylum, Western Lunatic.
—see Beard, Capt. O. P.
—see Bent, J. M.
—see Board of Pharmacy, State.
—see Brents, J. A.
—see Canal, Louisville and Portland.
—see Capital.
—see Carr, Richard.
—see Charitable Institutions.
—see Clerk, circuit court, of Jefferson county.
—see Clerks' offices.
—see Clerks' offices of Jefferson circuit court.
—see College, Agricultural and Mechanical.

Resolution, joint —see Constitutional Convention.
—see Court of Appeals.
—see Craig, Newton.
—see Deaf and Dumb Asylum.
—see Elliott, Mrs Susan J.
—see Federal Court.
—see Flag, national.
—see General Assembly.
—see Geological Survey.
—see Governor.
—see Gray, John.
—see Green river.
—see Hogeland, Col. J. A.
—see Institution of the Blind.
—see Johnston, M. C., W. V. Cromwell, and R. S. Bullock.
—see Johnston, P. P.
—see Judicial district.
—see Justices of the peace.
—see Life Station.
—see Major, Johnston & Barrett.
—see McCosh, President.
—see McKee, Mrs. Jane W.
—see McPherson, S. M.
—see Mileage.
—see Mississippi Valley Commission.
—see Newspapers.
—see Officers and attaches of General Assembly.
—see Officers of General Asseembly.
—see Parnell, Charles Stewart.
—see Penitentiary.
—see Pleading in civil cases.
—see Pleuro-pneumonia.
—see President of the United States.
—see Property destroyed.
—see Public Printer.
—see Public Printer and Binder.
—see Public printing and binding.
—see Pursley, J. J.
—see Revenue laws.
—see Salutes.
—see Salaries, official
—see Shaler, Professor.
—see Sine Pendulum.
—see Soldiers.
—see Tobacco, leaf.
—see Town, Cynthiana.
—see Trustees of the jury fund.
—see Turner, Thomas.
—see War claim.
—see Young, Lucien.

Retail traffic—see Liquors, spirituous.
Revenue—see Lawrence county.
—see Penitentiary.
bill to increase the resources of, and authorizing the sale of bank stock ... 165
collection of—see Taylor county.
Revenue laws, resolution appointing committee to take into consideration the revision of the ... 77, 83, 181, 341
bill to amend the ... 733, 1391, 1436, 1438, 1448
of this Commonwealth, act to amend the ... 1184, 1243, 1308
—see Assessors' forms.
Revenue of the State, bill to increase ... 165
Revenue, special committee appointed to revise the laws in regard to the collection of the ... 139
Revenue, State, bill to provide means for supplying any deficiency that may occur in the, &c., within the next two years, 733, 1331, 1335, 1381, 1404, 1447
—see Pulaski county.
Revenue and Taxation—see General Statutes.
Reward, act to repeal act authorizing a, for killing wolves, red foxes, grey foxes, and wild cats ... 163, 346, 363, 389
act prescribing a, to persons securing the arrest and conviction of persons guilty of horse-stealing, &c. ... 1084, 1127, 1185, 1436, 1439, 1450
Rice, M, common school commissioner of Hopkins county, act for the benefit of, 831, 890, 916, 929
Rice, Pearl, bill to authorize the guardian for, to invest her money in United States bonds ... 449, 665, 698, 707
Richmond, Irvine and Three Forks—see Railroad Company.
Richmond and Lancaster—see Road, turnpike.
Richmond and Southwestern—see Railroad Company.
Rivers and water-courses—see Property afloat.
Road, Fountain Ferry—see Fountain Ferry Road.
Road law, special—see Lee, Estill, Laurel, and Rockcastle counties.
Road law—see Boyd county.
—see Grant county.
—see Greenup county.
Road, State—see Henry county.
Roads—see Logan county.
Roads, county, bill relating to the ... 1433
Roads and Passways—see General Statutes.
Roads, changing of—see Courts, county, of Graves and Marshall.
Roads, dirt—see Woodford county.
Roads, opening and repairing of—see Boone county.
Roads, public—see Marion county.
—see Meade county.
—see Owen county.
Roads, regrading of—see Boone county.
Roads, turnpike, in Bath county, bill to authorize the sale of any of the, 118, 186, 224, 261

Roads, turnpike, bill to repeal act amend act to amend act to empower the county of Bath to make subscription to the capital stock of, 240, 374, 401, 402
—see Henry county.
—see Kenton county.
—see Logan county.
—see Shelby county.
—see Todd county.
Roads, turnpike and gravel—see Henderson county.
Road, turnpike, Louisville—see Clerk's offices of Jefferson and other counties.
Alexandria and Flat Springs 461, 694, 739, 782
Allensville 169, 191, 213, 236
Alton and Camdenville 733, 1179, 1226, 1254
Ashland and Catlettsburg 784, 896, 1041, 1068
Augusta, Cynthiana and Georgetown 1174, 1301, 1355, 1399
Augusta and Foster 114, 168, 188, 200
Augusta and Foster 938, 1347, 1402, 1431
Bagdad, Jacksonville and Benson 1028, 1046, 1082, 1101
Bellows' Mill 809, 1301, 1445
Berry's Station, Raven Creek and Dry Ridge 633, 1302, 1445
Bloomfield and Chaplin 811, 885, 979, 1009
Bloomfield and Springfield 520, 694, 740, 782
Blue Lick 799
Bracken Creek 938, 1346, 1404, 1429
Bradford and Lenoxburg 542, 575, 620, 646
Bradford's Landing and Washington Trace 247, 302, 327, 337
Cabin Creek and Springdale 357, 675, 698, 707
California, Gubser's Mills and Old State Road 1200, 1252, 1274
California and Tibbatt's Cross Road 681, 886, 979, 1009
Camargo and Stanton 1183, 1235, 1273, 1279
Camdenville and Van Buren 682, 1152, 1197
Camdenville and Van Buren 825, 1345
Camdenville and Van Buren 1236, 1403, 1428
Campbell 700, 887, 963, 980, 1087
Cane Run and Harrod's Run 809, 1124, 1193, 1233
Carpenter and Hustonville Station 574, 944, 954
Carlisle and Jackstown 810, 911, 1042, 1069
Carlisle, Miller's Station, and Brushy Fork 907, 1345, 1403, 1429
Carlisle and Mt. Sterling 1045, 1345, 1401, 1430
Carlisle and Pleasant Springs 810, 911, 1050, 1071
Carlisle and Sharpsburg 708, 897, 979, 1009
Case Crowder and Ethrington 733, 1238, 1444
Chaplin and Anderson County 811, 885, 979, 1009
Christian County and Clarksville 166
Collinsville 1348, 1399, 1440, 1450
Columbia and Burksville 1219, 1278, 1333, 1359
Cornishville and Sharpsville 461, 694, 741
Cornishville and Sharpsville 921, 1081, 1113, 1158
Corinth, Stringtown and Cynthiana 907, 987, 1135, 1152, 1197
Covington and DeCourcey Creek 1300, 1321, 1377, 1398

Road, turnpike, Covington and Lexington 357, 684, 739, 782
Covington and Taylor's Mills 938, 967, 1038, 1067
Cynthiana, Connersville and Scott County 1159, 1278, 1356, 1398
Cynthiana and Falmouth 1348, 1441, 1450
Cynthiana and Millersburg 357, 675, 697, 707
Cynthiana, Paddy's Run and Lair's Station 831, 1276, 1314, 1341
Danville and Perryville 357, 388, 456, 459
Dick's River and Lancaster 217, 356, 390, 402
Drennon 987, 1135, 1210, 1230
Dry Creek and Covington 1048, 1072, 1100, 1107
Dry Ridge, Lawrenceville and Owen 734, 987, 1049, 1071
Dry Run and Lytle's Fork 797
Dry Run and Oxford 312, 360, 456, 470
Dugansville and Forsythe Mill 1122, 1368, 1404, 1446
Duncansville and Chaplin 811, 1182, 1252, 1275
Eden and Forest Grove 405, 684, 715, 732
Eldorado and Dugansville 797, 1238, 1313, 1359
Elizaville and Helena 716, 1181, 1252, 1275
Eminence and Clear Creek 831, 1102, 1152, 1176
Eminence and Franklinton 907, 1238, 1313, 1359
Falmouth and Berryville 1219, 1347, 1402, 1431
Falmouth, Chipman Hall and Williamstown 1408
Falmouth and Clayville 831
Falmouth and Cynthiana 650, 1257, 1298, 1315
Falmouth and Lenoxburg 1137, 1346, 1403, 1429
Falmouth and Milford 830, 920, 941, 1043, 1057
Falmouth and Wagener's Ferry 831, 920, 961, 974
Forks of Elkhorn 701, 939, 979, 1009
Foster 685
Four Mile and Twelve Mile 357, 675, 715, 732
Fox Creek and Bond's Mill 733, 986, 1050, 1071
Garrard County and Kirksville 397
Georgetown and Long Lick 1257, 1300, 1355, 1399
Georgetown, Oxford and Leesburg 797, 1107, 1120, 1151, 1196
Ghent and Eagle Creek 809
Glasgow and Fountain Run 1073, 1102, 1152, 1176
Glencoe and Sugar Creek 540, 694, 740, 782
Goshen and Sligo 614, 708, 742, 771
Goshen and Sligo 912, 914, 916, 954
Guthrie City and Elkton 810, 1347, 1404, 1429
Hammon's Creek and Johnsonville 682, 1301, 1356, 1399
Hanging Fork and Green River 258, 359, 430, 441
Hardinsburg and Cloverport 700, 785, 814, 872
Hardinsville, Harrisonville and Bullard's 909, 965, 1039, 1067
Harp 798, 967, 1049, 1070
Harrodsburg and Cornishville 520, 694, 741, 780, 1251
Harrodsburg and Cornishville 907, 1182, 1274
Henry, Oldham and Jefferson 788, 1379, 1406, 1426
Hinkston 676, 1235, 1273, 1279

Road, turnpike, Hopewell and Bethlehem ---- 825, 1180, 1252, 1275
Howard's Mill and Olympian Springs ---- 682
Huston and Holton ---- 1432, 1449
Independence and Big Bone ---- 595, 675, 698, 707
Indian Creek and Mount Vernon Church ---- 825, 1301, 1356, 1399
Keene and South Elkhorn ---- 907, 1046, 1081, 1101
Kelly and Eminence ---- 519, 565, 583
Kelly and Eminence ---- 216, 540, 566, 572
Kiddville and Montgomery ---- 208, 302, 327, 337
Knob Lick and McCormick's Church ---- 907, 939, 1011, 1067
Lawrenceburg and Shryock's Ferry ---- 357, 684, 739, 783
Lawrenceburg and White's Ferry ---- 682, 986, 1049, 1070
Lebanon and Bradfordsville ---- 756, 886, 943, 964
Lenoxburg and Pribble's Cross-roads ---- 1137, 1346, 1403, 1429
Lewisburg, Strode's Run and Washington ---- 690, 760, 806, 823
Louisville and Taylorsville ---- 856, 1083, 1113, 1139
Lusby's Mills and Beech Branch ---- 809, 965, 1064, 1101
Lusby's Mills and Corinth ---- 797, 1028, 1082, 1100
Maxville and Perryville ---- 357, 675, 698, 707
Mayslick and Murphysville ---- 1361, 1391, 1438, 1445
Midway and Craig's Mill ---- 1048, 1120, 1194, 1229
Minneola and Anderson's Ferry ---- 1400, 1439, 1448
Mortonsville and Lexington ---- 799, 886, 942, 963
Mt. Sterling, Hinkston and Bath ---- 1225, 1276, 1314, 1341
Mount Sterling and Maysville ---- 1159, 1371, 1404, 1429
Mulberry ---- 104, 168, 179, 184
Munday's Landing and Harrodsburg ---- 608, 675, 698, 707
National ---- 1084, 1179, 1227, 1255
New Castle and Eminence ---- 449, 695
New Liberty and Dallasburg ---- 920, 1047, 1082, 1100
New Liberty and Sparta ---- 810, 886, 979, 1009
Newport and Licking ---- 351, 404, 431, 434
Newport and Licking ---- 953, 1012, 1050, 1057
Nicholasville and Kentucky River ---- 169, 302, 362, 393
North Middletown and Cane Ridge ---- 682, 1239, 1296, 1319
North Middletown and Prescott ---- 908, 1239, 1296, 1319
Oddville, Smithsonville, and Claysville ---- 406, 685, 708, 739, 783
Oddville and Stony Point ---- 734, 896, 1041, 1069
Ohio Valley ---- 541, 650, 741, 780
Ohio Valley ---- 1432
Owenton and Monterey ---- 360
Owenton, Pleasant Ridge and Williamstown, 1072, 1347, 1403, 1429
Owingsville, Bald Eagle and Sharpsburg ---- 1136, 1344, 1404, 1445
Paducah and Lovelaceville ---- 716, 843, 899, 918
Paris and Clintonville ---- 1257
Paris, Hume and Bedford ---- 404, 484, 516, 530
Payne's Depot and Mt. Vernon ---- 875, 1108, 1120, 1151, 1196
Persimmon Grove and Pendleton Line ---- 1072, 1107, 1198
Pleasant Hill and Jessamine County ---- 755

Road, turnpike, Pleasureville, Bethlehem and Kentucky River, 1102, 1367, 1405, 1448
Plummer's Landing and Muse's Mill ---- 357, 694, 739, 781
Poor Ridge and Sugar Creek ---- 1136, 1300, 1356, 1399
Richmond and Lancaster ---- 1174, 1390
Richmond and Lancaster ---- 1220, 1227, 1254, 1404, 1446
Russellville District ---- 812, 890, 916, 929
Salt Lick Bridge and White Sulphur Springs ---- 1174, 1346, 1401, 1430
Salvisa, Kirkwood and Johnsonville ---- 734, 1301, 1377, 1398
Salvisa and Kirkwood ---- 797
Sharpsburg and Henry's Mill ---- 1136, 1347, 1401, 1429
Shelbyville and Brunerstown ---- 1361, 1390, 1439, 1445
Shelbyville and Smithfield ---- 1028, 1046, 1082, 1101
Sherman, Mount Zion and Zion Station ---- 520, 613, 642, 661
Silver Creek ---- 683, 796, 815, 855
Somerset and Clio ---- 542, 694, 740, 753
South Louisville and Pleasure Ridge ---- 797, 1124, 1193, 1234
Spencer ---- 258, 359, 400, 417
Springfield, Willisburg, Antioch and Fox Creek, 1084, 1182, 1227, 1254
Spring Station and Midway ---- 1048, 1120, 1153, 1176
Stanford and Lancaster ---- 668
Steele's ---- 1330, 1379, 1406, 1426
St. Mary's, Raywick and New Hope ---- 647
Stony Point and Seamond's Mill ---- 755, 807, 824
Sugar Creek and Watts' Mill ---- 798, 887, 978, 1010
Sulphur Well Branch of the Nicholasville and Kentucky River, 798, 886, 942, 964
Summit Station ---- 1336, 1435, 1448
Taylorsville, Salt River and Waterford ---- 1139, 1320, 1378, 1395
Twelve-mile ---- 953, 1012, 1050, 1057
Uniontown and Morganfield ---- 649, 919, 944, 954
Upper Blue Lick and Elizaville and Flemingsburg ---- 854, 952, 1040, 1068
Van Buren and Chaplin ---- 1360, 1412, 1438, 1448
Vanceburg, Dry Run and Kinniconick ---- 784, 802, 835, 872
Vanceburg, Dry Run and Kinniconick ---- 784
Vanceburg, Dry Run and Kinniconick ---- 1203, 1255, 1297, 1315
White Haven and Richwood ---- 825, 965, 1039, 1069
White Haven and Richwood ---- 1361, 1390, 1438, 1445
White Sulphur and Fisherville ---- 921, 1080, 1149, 1197
Wilderness ---- 664, 1235, 1333, 1341
Williamstown and Dowdsville ---- 1028, 1321, 1402, 1429
Winchester, Iron Works and Shollsville Branch ---- 357, 694, 739, 782
Winchester and Muddy Creek ---- 357, 694, 739, 781
Winchester, Ruckersville and Vienna ---- 842, 898, 1011, 1050, 1071
Woodlake and Spring Station ---- 144, 356, 390, 402
Woolper ---- 595, 704, 742, 783
Wyoming and East Fork ---- 1200, 1344, 1403, 1429
Yarnallton ---- 357, 675, 740, 780

Robertson county—see Advertising of real estate.
—see Claims.

Robertson county—see General Statutes.
—see Justices of the peace.
—see Raymond, John P.
Roberts Lodge—see Lodge.
Rochester, C. H., appointed Railroad Commissioner ---------- 1321
Rockcastle county, bill to prohibit the sale of spirituous liquors within two miles of Mount Vernon Academy, &c. ---------- 756
Rockcastle river—see Fish Point.
Rockcastle county—see Judge, county.
—see Justices of the peace.
—see Lee county.
—see McGuire, D. W.
—see Sanbook, Geo.
Rock House Fork of Big creek, in Pike county, bill to declare a navigable stream, 1380, 1412, 1439, 1448
Rocky Hill—see Town.
Roman Catholic Church—see Church.
Roofing Company—see Horizontal Metal Roofing Company.
Room—see Clerk of Court of Appeals.
Rowan county—see Nickell, Greenup.
Rowland, M. C., late sheriff of Marshall county, bill releasing sureties of, from further liability on a judgment in the Franklin circuit court ------ 450, 545, 565, 583
Rowlett, J. W., appointed on special committee to take into consideration the defects in relation to the assessments, collections, and disbursements under the revenue laws ---------- 161
Royal Arch Masons—see Dixon Chapter.
Royal Templars of Temperance, of Frankfort, bill to incorporate Frankfort Council, No. 7 ---------- 908, 1181, 1227, 1254
Rules, resolution adopting those of the last Senate ---------- 60
Rules as to order of business suspended, and Penitentiary Committee directed to report ---------- 53
Russell, D. W., of Pulaski county, bill for the benefit of ---------- 1012, 1322, 1446
Russell county—see Clerk of county court of Lewis county.
—see Morrison, Felix G.
Russell county court—see Court, county, of Russell.
Russellville—see Town.
Russellville District—see Road, turnpike.
Sacred Heart Literary and Scientific, of the Passionists—see Society.
Sadieville—see Town.
Safety Vault Company—see Louisville Safety Vault Company.
Saffell, James, nominated for Warden of the Penitentiary ---------- 1418
Saint James—see School, graded.
St. Joseph's Ursuline Academy—see Academy.
St. Luke's Lodge—see Lodge.
St. Mary's Cemetery—see Cemetery.
St. Mary's, Raywick and New Hope—see Road, turnpike.
St. Vincent's Academy—see Academy.
Salaries of all State officials, resolution to inquire into the expediency of reducing, 148

Salaries, official, resolution in regard to fixing ---------- 296, 346
of certain officers—see City of Newport.
of State officers, &c.—see Resolution to reduce.
of Government officials—see Resolution, joint.
—see General Statutes.
—see Judges.
—see Officers of General Assembly.
—see Officers, public.
—see President.
Salt Lick Bridge and White Sulphur Springs—see Road, turnpike.
Salute, national, resolution, joint, ordering the firing of on the 8th of January, 101, 115, 130, 131
Salutes, national, resolution ordering the firing of, on the 8th of January and 22d of February ---------- 89, 97, 131, 166, 178
Salvisa and Kirkwood—see Road, turnpike.
Salvisa, Kirkwood and Johnsonville—see Road, turnpike.
Salyersville—see Town.
Samuel, William S., a minor of Fleming county, bill for the benefit of, 920, 1181, 1251, 1274
Sanbook, Geo., of Rockcastle county, act for the benefit of ---------- 664
Sanders—see Town.
Schire, John—see Kice, John.
School, Auburn High, at Auburn, Logan county, bill to prohibit the sale or giving away of spirituous liquors at, &c. ---------- 375, 525, 566, 583
School bonds, surplus, act to give Elliott county her share in the, of Carter, Lawrence, and Morgan counties ---------- 497, 1400, 1407, 1449
School, city graded, of Cynthiana, bill to amend act to incorporate the board of trustees of the ---------- 520, 774, 800, 954, 1049, 1071
School commissioner— see Atchison, J. D.
School commissioner, common—see Rice, M.
School commissioner—see Shearer, J. D.
School, Cynthiana Graded City, bill to amend act to incorporate the---891 911, 980, 1010
School district No. 13, Bourbon county, bill for the benefit of ---------- 131, 162, 187, 197
colored, No. 4, Boyle county, bill for the benefit of---- 938, 1300, 1444
colored, No. 7, Breckinridge county, bill for the benefit of, 595, 759, 806, 824
common, Nos. 34, 46, and 54, of Breckinridge county, bill for the benefit of ---------- 607, 759, 814, 873
common, No. 4, in Campbell county, act for the benefit of, 465, 475, 516, 522
No. 1, of Carter county, bill for the benefit of---------- 908, 967, 1049, 1071
common, in Catlettsburg, bill to amend act to amend act giving the trustees of the right to levy a tax to build a school-house, &c., 875, 1367, 1402, 1428
common, No. 10, Cumberland county, bill in aid of, 907, 952, 1040, 1070
No. 7, Fayette county, bill to aid ---------- 258, 498, 538, 568
No. 33, Garrard county, bill for the benefit of ---------- 375, 538, 497, 569
new, in Garrard county, bill to establish a ---------- 708, 1301, 1445

School district No. 27, Hancock county, bill for the benefit of____1085, 1182, 1227, 1255
common, No. 29, in Hart county, bill for the benefit of, 406, 498, 551, 569
common, No. 28, Hart county, bill for the benefit of __406, 498, 551, 569
No. 1, in Hawesville, Hancock county, bill to authorize the board of education of the to fund its debt for school buildings, 375, 498, 551, 569
No. 53, in Hopkins county, act for the benefit of_____787, 890, 960, 928
common, No. 11, Jefferson county, bill for the benefit of, 375, 498, 551, 569
No. 24, in Lincoln county, bill for the benefit of__ 907, 1347, 1402, 1430
common, No. 2, Lyon county, bill for the benefit of, 633, 1391, 1405, 1446
common, No. 50, in Marion county, act to amend act to authorize the trustees of the, to collect a tax for the erection of school buildings_____ 804, 890, 916, 929
common, No. 4, in McCracken county, bill for the benefit of, 460, 860, 930, 951
No. 30, in McLean county, bill to repeal act in regard to, 608, 966, 1039, 1069
No. 33, Nelson county, bill for the benefit of_____ 682, 713, 740, 781
No. 29, in Nicholas county, bill for the benefit of__ 937, 1125, 1192, 1234
common, No. 14, in Oldham county, bill for the benefit of, 461, 585, 619, 646
No. 32, in Owen county, bill for the benefit of____ 1121, 1347, 1404, 1429
common, No. 88, in Owen county, bill for the benefit of, 1121, 1222, 1272, 1299
No. 36, Pulaski county, bill for the benefit of _____ 375, 499, 538, 568
common, No. 57, Warren county, bill for the benefit of, 825, 1140, 1193, 1234
common, No. 8, Washington county, bill for the benefit of, 754, 1080, 1152, 1198
No. 6, in Woodford county, bill for the benefit of_____ 633, 774, 814, 873
School, East Kentucky High, act to incorporate the_____ 599
Schooler, Lewis E., of Hart county, act for the benefit of_____ 1073, 1084, 1113, 1138
School Fund, Common, bill to protect, from fraudulent claims_____1190, 1376
School, graded, in Harrodsburg, bill to amend act to establish and maintain a____ 161
free, in Harrodsburg, bill to amend act to establish and maintain a, 1136, 1345, 1439, 1445
in Hartford, act to amend act to maintain a_____ 260, 374, 401, 415
in Hartford, bill to amend act to maintain a, &c._____ 912
in the town of Hartford, bill to amend act to maintain a, &c.__ 1277, 1336
at St. James, late Shelby College, in Shelby county, bill to amend act to incorporate the_____1122, 1202, 1251, 1273
at Willisburg, in Washington county, bill to establish a, 520, 1059, 1099, 1116
School, Kentucky Female Orphans', bill to amend act to incorporate the, 111, 262, 297, 311
School, Kentucky Normal, at Carlisle, bill to amend act to incorporate the, 375, 498, 550, 569

School laws of this Commonwealth, act to amend the ---------- 425
School laws, common, bill to amend and revise the ---------- 941, 1055, 1066, 1114, 1352
School of learning, at Stewartsville, Grant county, bill to establish a, 797, 1047, 1151, 1197
School of Medicine, Kentucky, bill to amend the charter of the ---------- 682, 1161, 1188
School, Normal, and Commercial College, at Cadiz, in Trigg county, bill to establish a ---------- 744
School, public, for children of the African race residing in the city of Frankfort, bill to establish a ---------- 908, 968, 1042, 1067
School, Science Hill, at Shelbyville, bill to incorporate the ---------- 111, 121, 166, 180
School and Hall Company—see Trenton School and Hall Company.
Schools, common, for colored children, bill to amend act to establish a uniform system of ---------- 798, 1435
in Campbell county, bill to confer on the commissioner of the same authority and power over the Cold Spring district as over other school districts now allowed by law, 1072, 1178, 1226, 1253
in the town of Corydon, Henderson county, bill to amend act to establish a system of ---------- 633, 1081, 1150, 1198
of Logan, Simpson, and Todd counties, act prescribing the qualifications of school commissioners, and regulating the course of study in the ---------- 1086, 1120, 1199
bill to establish a system of, for the town of Louisa, and so much of district No. 1 as may be outside the corporate limits of said town ---------- 460, 600, 642, 660
for the town of Louisa, bill to amend and revise act to establish a system of, &c. ---------- 1175, 1222, 1296, 1319
in Mason county, bill for the benefit of ---------- 907, 1345, 1401, 1430
in Simpson county, bill prescribing qualifications of school commissioners, and regulating the course of study in the ---------- 375, 499
in Smith's Mills district, in Henderson county, bill to establish a system of ---------- 1028, 1082, 1101
Schools, free, bill to establish, for the education of colored children of the city of Owensboro ---------- 470, 498, 551, 569
Schools, public, in the town of Cloverport, Breckinridge county, bill to amend act to promote and maintain ---------- 189, 239
in the city of Henderson, bill to amend act to organize and establish a system of ---------- 273, 499, 538, 568
in Hopkinsville, bill to amend act to organize and establish a system of, for white children ---------- 520, 736, 779, 824
graded, in Carlisle, Nicholas county, bill to organize and establish a system of ---------- 907 1080, 1113, 1158
of the city of Louisville, bill for the benefit of the ---------- 755, 1041, 1068
for the colored people of the town of Winchester, bill for the benefit of ---------- 374, 498, 551, 569
Science Hill—see School.
Science Hill Academy—see Academy.
Scott, John, of Fleming county, bill for the benefit of ---------- 168, 315, 345, 352, 392
Scott county, bill to prevent the sale of spirituous liquors within one and a half miles of Huston Station, in ---------- 810, 887, 979, 1010

Scott county—see Clark county.
—see Court of common pleas of Fayette.
—see Justices of the peace.
—see Smith, Edward D.
—see Snell, Mrs. Eliza A.
Scott-Saxton—see College.
Scottsville—see Town.
Scuffletown Fence Company, bill to amend act to incorporate the 608, 786, 834, 873
Sealer of weights and measures, act to amend act to repeal certain acts and parts of acts concerning the 1409, 1431, 1440, 1450
—see Jefferson county.
bill defining the duty of 666
—see Fayette county.
Seal of the Commonwealth and of the Secretary of State—see General Statutes.
Seats of Senators, resolution in regard to the awarding of 30
Seats of Senators, resolution to draw by numbers 62
Secretary of State, Samuel B. Churchill nominated for 81
James B. Blackburn appointed 1443
—see General Statutes.
—see Sine Pendulum.
Seduction, act to provide for the punishment of the crime of 788, 1052
Seduction of any unmarried female of good repute under twenty-one years of age, &c., bill to make a felony 890, 1216
Seminary, Brooksville, act to amend act to incorporate the 714, 825, 941, 961, 974
Butler, act to amend act to amend and reduce into one the several acts regulating 497
Butler, in Morgantown, act in relation to the 1125, 1199, 1228, 1246
Estill, bill to repeal section 3 of an act for the benefit of 405, 498, 538, 569
Estill, bill to repeal section 3 of an act for the benefit of, 497, 498, 538, 569
Henderson Female, in Henderson county, bill to incorporate the, 376, 498, 551, 569
Middleburg, in Casey county, bill to incorporate the 907, 1202, 1250, 1275
Millwood, in district No. 52, in Logan county, bill to prohibit the sale of spirituous liquors at or within two miles of 1123, 1181, 1226, 1255
Perryville Male and Female, in Boyle county, bill to incorporate the, 682, 1180, 1250, 1275
Southern Baptist Theological, act to amend act to incorporate the, 830, 853, 900, 914
Vine Grove, in Hardin county, bill to incorporate the, 1360, 1390, 1438, 1446
Senate—see Officers of Senate.
Senate Chamber, resolution to exclude sundry persons from the 87
—see Librarian.
Senators, list of 3
Sergeant-at-Arms, Thomas D. Marcum elected 21
directed to employ pages 79, 105
directed to report names of pages who acted as such during organization of Senate 115
A. C. Perry directed to act as 1372
—see Officers of Senate.

Session Acts, act to amend section 1, chapter 918, &c. 121, 393, 415, 421
Sewell, G. W., committee for John Spicer, of Breathitt county, bill for the benefit of 754
Seymour—see Town.
Shackleford, James, appointed on Special Committee to consider all matters relating to the State Board of Pharmacy 339
Shady Grove—see Metcalfe county.
Shaler, Professor N. S, resolution inviting to deliver an address on the mineral and timber resources of the State 374, 415, 433
resolution of thanks to 418, 537, 566, 584
Sharon Cemetery Company—see Cemetery Company.
Sharpsburg—see Bank, Exchange.
—see Town.
Sharpsburg and Henry's Mill—see Road, turnpike.
Shearer, J. D., common school commissioner of Wayne county, bill for the benefit of 374, 498, 538, 568
Sheep killed by dogs, bill for the benefit of the owners of in Bath county, &c., 608, 832, 930, 950
Sheep in McLean county, act to repeal act for the protection of 608, 1125, 1192, 1234
Sheep and other live stock, act to provide a remedy for owners of, against the owners of dogs that engage in worrying and killing 878
Shelby—see Railroad Company.
Shelby College—see School, graded.
Shelby county, bill to amend the charter of the board of internal improvement of 798, 843, 899, 919
bill to prevent the sale of spirituous liquors within two miles of Bagdad, in 810, 888, 942, 964
bill for the benefit of certain turnpike roads in 1121, 1179, 1255
—see Clayvillage voting precinct.
—see Court of claims.
—see Howerton, William.
—see School, graded.
—see Tyler, Ernest.
Shelby quarterly court—see Court, quarterly, of Shelby.
Shelby Railroad Company—see Railroad Company.
Shelbyville—see Town.
Shelbyville and Brunerstown—see Road, turnpike.
Shelbyville and Smithville—see Road, turnpike.
Shelbyville Female College—see College.
Sherburne—see Town.
Sheriff, act in regard to, in the county of—
Allen 892, 1135, 1194, 1229
Ballard 533, 535, 552, 553, 574, 594, 620, 691, 825, 844, 855
Bourbon 346, 536, 565, 583
Boyd 181, 263, 297, 311, 754, 1124, 1192, 1235
Bracken 408, 1125, 1173, 1209, 1229, 1276, 1320, 1378, 1395
Breathitt 754, 885, 979, 986, 1010, 1099, 1115
Bullitt 217, 393
Caldwell 190, 262, 263, 297, 312, 594, 650, 678, 689

Sheriff, act in regard to, in the county of—
Calloway ... 789
Campbell ... 442, 535, 566, 583
Carter ... 258, 543, 594, 625, 707
Casey ... 684, 700, 715, 726
Daviess ... 634, 832, 899, 918, 1203, 1441, 1450
Edmonson ... 668
Estill ... 533, 544
Fleming ... 1072
Floyd ... 1084, 1346, 1401, 1429
Fulton ... 787, 796, 815, 855
Grayson ... 247, 303, 327, 337
Green ... 607
Hardin ... 334, 734, 802, 834, 872
Harlan ... 570, 885, 942, 963
Hart ... 774, 827
Henry ... 449, 543, 565, 584
Hickman ... 198, 262, 272, 297, 312, 335, 352, 392
Jefferson ... 668, 802, 835, 873
Letcher ... 584, 911, 980, 1010
Lewis ... 805, 1173, 1228, 1246
Magoffin ... 1200, 1435, 1439, 1448
Marshall ... 450, 545, 565, 583
McCracken ... 433, 473, 518
McLean ... 647, 967, 1042, 1066
Metcalfe ... 668
Monroe ... 312, 544, 565, 583
Morgan ... 174, 393
Muhlenburg ... 329, 600, 642, 661, 810, 941, 961, 969, 1135, 1194, 1235
Ohio ... 461, 1084, 1180, 1226, 1254, 1367, 1445
Oldham ... 634, 803, 834, 873, 1405
Owen ... 461, 650, 678, 689
Perry ... 788, 1083, 1113, 1139
Pike ... 398, 622, 643, 691, 980, 1123
Pulaski ... 530, 802, 834, 872, 907, 1058, 1099, 1115
Rockcastle ... 530, 651, 678, 689
Simpson ... 810, 987, 1099, 1115
Taylor ... 132, 171, 196, 207
Todd ... 755, 910, 1032, 1094, 1099, 1115
Trigg ... 584, 617, 642, 660, 1056, 1151, 1197
Trimble ... 607, 1182, 1379, 1431
Union ... 1159, 1279, 1333, 1358
Warren ... 920, 965, 1042, 1067
Washington ... 570, 1238, 1297, 1320
Wayne ... 118, 262, 297 312
—see Court, county, of Pulaski.
—see Henderson county.
of Casey county, act for the benefit of ... 684, 700, 715, 726
of Daviess county, act for the benefit of the ... 1203, 1441, 1450

Sheriff, act in regard to, in the county of—
of Letcher county, act for the benefit of the ---584, 911, 1010
of Letcher and Pike counties, act for the benefit of--- 980
of McCracken county, bill giving the until the 10th of March, 1880, to enable him to execute bond for the collection of the revenue, &c., 433, 473, 518
of Pike county—see Court of claims.
Sheriffs and collectors of taxes, bill to legalize certain settlements made by--- 1116
and other collecting officers, committees directed not to report favorably on any bills giving further time to --- 182
clerks, and ex-sheriffs and other collecting officers, act giving further time of two years to, in which to collect their fees and uncollected taxes, 208, 331, 332, 622, 678, 690
fees for serving process from other counties, act in relation to, 1174, 1322, 1377, 1398
in certain cases, act to define the duties of---856, 892, 894, 900
—see General Statutes.
—see Resolution.
Sherman, Mount Zion and Zion Station—see Road, turnpike.
Shields, John H., of Hickman county, bill for the benefit of---1085, 1188, 1226, 1254
Shindler, G. & C., of Washington county, bill for the benefit of---809, 986, 1113, 1158
Silver creek—see Road, turnpike.
Simpson county, act for the benefit of the owners and keepers of licensed studs, jacks, and bulls of---189, 216, 349
bill to prevent certain kinds of stock from running at large in, 799, 833, 899, 919
bill to authorize to issue bonds for turnpike purposes, 1012, 1047, 1081, 1101
—see Clerk of county court of Lewis county.
—see Miller, P. W.
—see Railroad Company, Louisville and Nashville.
—see Schools, common.
Simpson county court—see Court, county, of Simpson.
Sine Pendulum, resolution calling for information in regard to--- 253
resolution instructing Secretary of State in regard to--- 296
response of Secretary of State in regard to ---283, 347
act donating the, to the Agricultural and Mechanical College, 787, 964, 1043, 1057
Sinking Fund Committee, report of in regard to turnpike stocks --- 757
Sinking Fund, bill to authorize Governor to borrow money from—see Governor.
—see Commissioners.
—see Franklin county.
Skidmore, D. C., jailer of Harlan county, bill for the benefit of---890, 968, 1039, 1067
Skiles, H. H., appointed on Special Committee to take into consideration the defects in relation to the assessments, collections, and disbursements under the revenue laws --- 161
Slate creek—see Fish.
Slaughtersville—see Town.

Slick Rock, in Barren county, bill to prohibit the sale of spirituous liquors in the village of ---- 1136, 1201, 1251, 1273
Smith, Edward D., and Thomas C., of Scott county, Charles K. Wheeler, of Christian county, and Wm. A. Jewett, of Hancock county, bill to relieve from the disabilities of infancy ---- 681, 737, 779, 823
Smith, Elizabeth—see Morrison, F. G.
Smith, Col. W. L., petition of ---- 531
remonstrance of ---- 531
Smith, Henry, of Warren county, bill for the benefit of ---- 151, 315, 336, 345
Smith, Henry—see Cook, J. W.
Smith, D. Howard, communication from, in regard to cost of guards in Fayette county ---- 175
Smith, J. F., late sheriff of Bullitt county, act for the benefit of ---- 217, 393
Smith, I. H., added to the Joint Committee on Mileage ---- 161
Smith, Thos. J., late sheriff of Ohio county, bill for the benefit of, 461, 1367, 1405, 1445
Smith, Yances, committee of Wm. Smith, of Lincoln county, bill for the benefit of ---- 938
Smith's Grove, Bank of—see Bank, Deposit.
Smith's Mills district—see Schools, common.
Sneed, John L., elected Assistant Clerk ---- 5
Snell, Mrs. Eliza A., of Scott county, bill for the benefit of ---- 1103, 1179, 1226, 1274
Society, American Legal Aid, bill to amend act to incorporate the ---- 101, 130, 131
Benevolent, the Sons and Daughters of Zion, bill to incorporate a, 406, 1087, 1151, 1197
Bourbon County Agricultural and Mechanical, bill to relieve the, from paying county or other local taxes ---- 682, 968, 1039, 1069
Father Matthews' Total Abstinence, of Maysville, act to incorporate the, 541, 712, 741
Father Matthews' Total Abstinence, of Maysville, bill to incorporate the, 811, 1140, 1193, 1234
Glasgow Grangers' Mutual Benefit, bill to amend act to incorporate the, 404, 897, 943, 964
Historical, use of Senate Chamber tendered to ---- 413
Kentucky Grangers' Mutual Benefit, bill to amend act to incorporate the, 199, 315, 320, 327, 337
Kentucky Historical, bill to incorporate the ---- 450, 486, 518
Mill Springs National Cemetery Decoration, of Pulaski county, bill to incorporate the ---- 811, 888, 980, 1010
Polytechnic, of Kentucky, bill to amend act to incorporate the, 755, 774, 814, 874
Presbyterian Orphans' Home, act to amend act to incorporate the, 574, 754, 807, 817
Sacred Heart Literary and Scientific, of the Passionists, bill to incorporate the ---- 199, 239, 297, 312
Union Benevolent No. 2, of Owensboro, bill to incorporate the, 461, 737, 809, 814, 873
Soldiers of the late war of 1861–'2, &c., resolution for the benefit of, 259, 435, 474, 519
Somerset—see Town.

Somerset and Clio—see Road, turnpike.
Somerset and Clio Turnpike Road Company—see Town, Somerset.
Senora Lodge—see Lodge.
Sons and Daughters of Zion—see Society, Benevolent.
South, J. W., communication of, in regard to the Penitentiary ---------- 931
South, Col. Jere W., resolution in regard to the death of---------1119, 1135, 1153, 1177
resolution commemorative of ----------1134, 1199, 1228, 1247
resolution of respect to the memory of ---------- 1167
South, J. W., deceased, late Keeper of the Penitentiary, bill to provide for the settlement of the accounts of ----------1381, 1405, 1415, 1445
South, J. W.—see Penitentiary.
South Carrollton—see Town.
Southern Bank—see Bank.
Southern Baptist Theological—see Seminary.
South Kentucky—see Institute.
South Louisville and Pleasure Ridge—see Road, turnpike.
Soward, James W., of Greenup county, act for the benefit of---------174, 271, 309, 318
Spalding, Sarah A., bill for the benefit of----------797, 992, 1049, 1071
Special Commissioner—see Master Commissioner.
Spencer—see Road, turnpike.
Spencer county, bill for the benefit of----------273, 297, 312
—see Bullitt and Spencer counties.
Spencer county court—see Court, county, of Spencer.
Spicer, John—see Sewell, G. W.
Spottsville—see Town.
Spradlin, H. J., bill to erect and keep a mill-dam across Little Sandy river, at or near Martinsburg, Elliott county ----------1085, 1238, 1296, 1320
Spradling, S. M., clerk of the Wolfe county court, bill for the benefit of, 376, 454, 486, 518
Springfield, Willisburg, Antioch and Fox Creek—see Road, turnpike.
Spring Station and Midway—see Road, turnpike.
Standfill, Starling—see Hume, M. D.
Stanford—see Town.
Stanford and Lancaster—see Road, turnpike.
Stanford Town Hall Company, bill incorporating the---------- 542, 711, 806, 824
Stanton, R. H., appointed Commissioner of the Branch Penitentiary---------- 1394
Stanton—see Town.
State Guard, resolution in regard to review of ---------- 522
—see Louisville Legion.
—see Militia.
State revenue—see Revenue of the State.
States Commission—see Mississippi Valley States Commission.
Stationery of members—see Per diem.
Steam boats and other water-crafts—see Lien.
Steam Heating and Electric Lighting Company—see Kentucky Steam Heating and Electric Lighting Company.
Steele's—see Road, turnpike.
Stella Lodge—see Lodge.
Stephensport—see Town.

Stevens, Thomas H., of Clark county, bill for the benefit of--- 700, 952, 1041, 1099, 1115
Stewards of charitable institutions, resolution to call before special committee to give evidence in regard to expenditures ---------- 274
Stewartsville—see School of learning.
Stinnett, W. W., late sheriff of Todd county, act for the benefit of, 755, 1032, 1094, 1099, 1115
sheriff of Todd county, resolution directing Auditor to make settlement with ---------- 910
Stock, capital, in turnpike roads—see Court, county, of Bath.
Stock from running at large—see Boone county.
—see Bullitt county.
—see Campbell county.
—see Hancock county.
—see Harrison county.
—see Kenton county.
—see Newcastle magisterial district.
—see Owen county.
—see Road, Turnpike, Bloomfield and Chaplin.
—see Simpson county.
—see Washington, Marion, and Taylor counties.
—see Woodford, Boyle, and Garrard counties.
Stock in railroad companies—see Fayette county.
Stock in Town Hall Company—see Town, Stanford.
Stock in turnpike roads—see Commissioners of the Sinking Fund.
—see Court, county, of Gallatin.
—see Court, county, of Mercer.
—see Resolution, joint.
Stock of Louisville and Nashville Railroad Company—see Railroad Company, Louisville and Nashville.
Stock Yard Company—see General Statutes.
Stocks—see Turnpike Companies.
Stone, William S., elected Warden of the Penitentiary ----------1418, 1419
Stony Point and Seamond's Mill—see Road, turnpike.
Stores, second-hand—see City of Paducah.
Stranger's Rest Lodge—see Lodge.
Stratton, Robert and Mont, of Ballard county, act for the benefit of-- 334, 346, 390, 402
Stratton, Tandy—see Johnston, Joseph.
Street railways—see Railways.
Strong, John D., of Breathitt county, bill for the benefit of ----------682, 886, 943, 963
Stroud City—see Town.
Studs, jacks, and bulls, licensed—see Simpson county.
Sturdsville—see School of learning.
Sturgeon Creek and Kentucky River Coal, Iron, Mining, and Manufacturing Company, bill to incorporate the---------- 1433
Sudduth, John W., bill for the benefit of ---------- 1174, 1277, 1380, 1402, 1430
Sulphur Well—see Town.
Sulphur Well Branch of the Nicholasville and Kentucky River—see Road, turnpike.
Summersville—see Town.
Summit Station—see Road, turnpike.

Sunday School Union—see Beech Grove Sunday School Union.
Superior Court—see Court.
Supervisors of tax—see Marshall county.
Supply men—see Liens.
Supreme Council of the Catholic Knights of America, bill incorporating the, 405, 885, 930, 950
Supreme Lodge—see Lodge.
Survey—see Geological Survey.
Surveyor—see Jefferson county.
—see Kenton county.
—see General Statutes.
Surveyors of roads—see Boone county.
Sutton, George W, of Webster county, act for the benefit of 926, 1173, 1228, 1246
Swango, G. B, nominated for Sergeant-at-Arms 6
Swift, J. H, late sheriff of Calloway county, bill to refund certain money to 789
Swift, J. H.—see Wrather, S. M.
Sword—see Young, Lucien.
Synopsis of the Acts, Public Printer directed to furnish 1411
Taulbee, William P., of Magoffin county, bill for the benefit of 634, 802, 834, 872
Taverns and tippling-houses—see General Statutes.
Tax on real and personal estate, bill to repeal act to fix the at forty cents on the one hundred dollars, &c. 646, 1302, 1386, 1404, 1447
—see Boyd county.
—see Court, county, of Edmonson.
—see Dogs.
—see Henry county.
—see Kenton county.
Tax collector—see Court, county, of Pulaski.
for county purposes—see Court, county, of Ballard.
Taxation of property—see Carter and Elliott counties.
Tax-payers—see Logan county.
—see Lyon county.
Tax on pistols—see Pistols.
Tax, poll—see Carter county.
Tax, supervisors of—see Marshall county.
Tax on tobacco—see Tobacco.
Tax, turnpike road—see Lewis county.
Tax for turnpike purposes—see Trimble county.
Taxes—see Assessment of property.
—see Dupriest, J B.
—see Whitley county.
collection of—see Caldwell county.
collection of—see McCracken county.
Taylor, Benjamin—see Lines, county.
Taylor county, bill to amend act for the benefit of, empowering it to compromise its debts, issue bonds, and levy a tax to pay the same 143
bill for the benefit of 174, 281, 791, 814
bill for the benefit of the coroner of 802, 834, 872

Stevens, Thomas H., of Clark county, bill for the benefit of--- 700, 952, 1041, 1099, 1115
Stewards of charitable institutions, resolution to call before special committee to give evidence in regard to expenditures ---------- 274
Stewartsville—see School of learning.
Stinnett, W. W., late sheriff of Todd county, act for the benefit of, 755, 1032, 1094, 1099 1115
sheriff of Todd county, resolution directing Auditor to make settlement with ---------- 910
Stock, capital, in turnpike roads—see Court, county, of Bath.
Stock from running at large—see Boone county.
—see Bullitt county.
—see Campbell county.
—see Hancock county.
—see Harrison county.
—see Kenton county.
—see Newcastle magisterial district.
—see Owen county.
—see Road, Turnpike, Bloomfield and Chaplin.
—see Simpson county.
—see Washington, Marion, and Taylor counties.
—see Woodford, Boyle, and Garrard counties.
Stock in railroad companies—see Fayette county.
Stock in Town Hall Company—see Town, Stanford.
Stock in turnpike roads—see Commissioners of the Sinking Fund.
—see Court, county, of Gallatin.
—see Court, county, of Mercer.
—see Resolution, joint.
Stock of Louisville and Nashville Railroad Company—see Railroad Company, Louisville and Nashville.
Stock Yard Company—see General Statutes.
Stocks—see Turnpike Companies.
Stone, William S., elected Warden of the Penitentiary ---------- 1418, 1419
Stony Point and Seamond's Mill—see Road, turnpike.
Stores, second-hand—see City of Paducah.
Stranger's Rest Lodge—see Lodge.
Stratton, Robert and Mont, of Ballard county, act for the benefit of-- 334, 346, 390, 402
Stratton, Tandy—see Johnston, Joseph.
Street railways—see Railways.
Strong, John D., of Breathitt county, bill for the benefit of ---------- 682, 886, 943, 963
Stroud City—see Town.
Studs, jacks, and bulls, licensed—see Simpson county.
Sturdsville—see School of learning.
Sturgeon Creek and Kentucky River Coal, Iron, Mining, and Manufacturing Company, bill to incorporate the ---------- 1433
Sudduth, John W., bill for the benefit of ---------- 1174, 1277, 1380, 1402, 1430
Sulphur Well—see Town.
Sulphur Well Branch of the Nicholasville and Kentucky River—see Road, turnpike.
Summersville—see Town.
Summit Station—see Road, turnpike.

Sunday School Union—see Beech Grove Sunday School Union.
Superior Court—see Court.
Supervisors of tax—see Marshall county.
Supply men—see Liens.
Supreme Council of the Catholic Knights of America, bill incorporating the, 405, 885, 930, 950
Supreme Lodge—see Lodge.
Survey—see Geological Survey.
Surveyor—see Jefferson county.
—see Kenton county.
—see General Statutes.
Surveyors of roads—see Boone county.
Sutton, George W, of Webster county, act for the benefit of 926, 1173, 1228, 1246
Swango, G. B, nominated for Sergeant-at-Arms 6
Swift, J. H, late sheriff of Calloway county, bill to refund certain money to 789
Swift, J. H.—see Wrather, S. M.
Sword—see Young, Lucien.
Synopsis of the Acts, Public Printer directed to furnish 1411
Taulbee, William P., of Magoffin county, bill for the benefit of 634, 802, 834, 872
Taverns and tippling-houses—see General Statutes.
Tax on real and personal estate, bill to repeal act to fix the at forty cents on the one hundred dollars, &c. 646, 1302, 1386, 1404, 1447
—see Boyd county.
—see Court, county, of Edmonson.
—see Dogs.
—see Henry county.
—see Kenton county.
Tax collector—see Court, county, of Pulaski.
for county purposes—see Court, county, of Ballard.
Taxation of property—see Carter and Elliott counties.
Tax-payers—see Logan county.
—see Lyon county.
Tax on pistols—see Pistols.
Tax, poll—see Carter county.
Tax, supervisors of—see Marshall county.
Tax on tobacco—see Tobacco.
Tax, turnpike road—see Lewis county.
Tax for turnpike purposes—see Trimble county.
Taxes—see Assessment of property.
—see Dupriest, J B.
—see Whitley county.
collection of—see Caldwell county.
collection of—see McCracken county.
Taylor, Benjamin—see Lines, county.
Taylor county, bill to amend act for the benefit of, empowering it to compromise its debts, issue bonds, and levy a tax to pay the same 143
bill for the benefit of 174, 281, 791, 814
bill for the benefit of the coroner of 802, 834, 872

Taylor county, bill to provide for the collection of the revenue of, &c., 571, 774, 844, 874
act for the benefit of ---- 724, 874
—see Barbee, Mary C.
—see Lines, boundary.
—see Morrison, T. G.
—see Washington county.
Taylor, Gen. Zachary, bill amending act to provide for the erection of a monument at the tomb of ---- 667, 685, 715, 732
Taylor, James, & Sons—see Bank.
Taylor, J. H., S. M. Dean, David Morton, and Henry Herr, act for the benefit of, 969, 1084, 1113
Taylor, John F., of Todd county, act for the benefit of ---- 622, 746, 752, 783
Taylor, Sanford, of Oldham county, act for the benefit of ---- 1348
Taylorsville, Salt River and Waterford—see Road, turnpike.
Teams on public roads—see Owen county.
Telephone—see Green and Barren River Navigation Company.
Telephone Company—see Carrollton and Worthville Telephone Company.
—see Elizabethtown and Hodgenville Telephone Company.
—see Hustonville and Liberty Telephone Company.
—see Independence and Covington Telephone Company.
Ten Broeck Race and Fair Company, of Big Spring, bill to incorporate the, 460, 622, 713, 752, 823
Tennessee river—see Fishes, food.
Terry Coal and Railroad Company, act to incorporate the ---- 831, 1415, 1441, 1450
Third Avenue Methodist Episcopal, South—see Church.
Thomas, Ed., circuit court clerk, and late county court clerk of Grayson county, bill for the benefit of ---- 875, 1020, 1151, 1198
Thomas, Richard, of Daviess county, act for the benefit of ---- 1330
Thomas, S. A., appointed as Clerk of Committee on Enrollments ---- 88
Thompson—see Read, B. F.
Thornton, E. K.—see Commissioners of the Sinking Fund.
Three Forks—see Town.
Three Forks and Kentucky River Coal, Iron, and Manufacturing Company, bill to incorporate the ---- 1433
Three Springs—see Town.
Tilton—see Town.
Timber Company—see Pitman Timber Company.
Timber, deadening of—see Henderson county.
Tobacco, leaf, resolution to our members in Congress in regard to the tax on the sale of ---- 539, 584
Tobin, T. W.—see Sine Pendulum.
Todd county, bill to repeal act to prohibit the sale of spirituous liquors in the first magisterial district of ---- 584, 713, 741, 782
bill to amend act to provide for the building of turnpike roads in, &c., 755, 1222, 1227, 1241, 1254
—see Clerks of county court of Lewis county.
—see Pictcock, Harvey.
—see School, common.
—see Taylor, John F.

Todd, H. I., nominated for Warden of the Penitentiary ---------- 1418
Toll-gates, erection of—see Road, Turnpike, Dry Run and Lytle's Fork.
Tolls on turnpike and gravel roads, act to amend act to regulate and to impose a penalty for excessive and illegal charges ---------- 143, 716, 742, 772
Tolls—see Canal, Louisville and Portland.
Tompkinsville—see Town.
Town of Adairville, in Logan county, act to amend the charter of the, 465, 540, 567, 572
Allensville, in Todd county, bill to repeal act to amend the charter of the, 584, 713, 741, 781
Allensville, Todd county, bill to amend the charter of the, 1393, 1438, 1445
Arlington, in Ballard county, bill to amend act to amend the charter of the, 700, 939, 1041, 1070
Barbourville, Knox county, bill to amend act to reduce into one the acts concerning the ---------- 1045, 1124, 1193, 1234
Bardstown, bill to amend the charter of ---------- 520, 575, 605, 621
Bedford, in Trimble county, bill to amend act to incorporate the, 920, 1107, 1151, 1198
Beech Grove, in McLean county, act to incorporate the, 520, 614, 1087, 1151, 1196
Belleview, bill to incorporate the ---------- 132, 185, 258, 299
Berryville, bill to amend the charter of the, and to change the name thereof ---------- 875, 952, 1049, 1070
Big Spring, in the counties of Meade, Hardin, and Breckinridge, bill to incorporate the ---------- 460, 622, 713, 741, 780
Blandville, Ballard county, bill to prohibit the sale of spirituous liquors in, 1174, 1301, 1356, 1399
Bloomfield, bill to amend and reduce into one the various acts in regard to the ---------- 225, 315, 456, 470
Bloomfield, in Nelson county, act to legalize the election of officers of, 525, 607, 625, 648
Bonnnieville, in Hart county, act to establish and incorporate the, 542, 705, 1388, 1406, 1446
Brandenburg, bill to amend the charter of the ---------- 406, 612, 679, 690
Bremen, in Muhlenburg county, act to amend the charter of the, 912, 1027, 1050, 1057
Brodhead, in Rockcastle county, act to incorporate the ---------- 849, 1087, 1150, 1197
Brownsville, bill to amend and reduce into one the several acts in relation to the ---------- 521, 860, 943, 964
Burksville, act to prohibit the sale of spirituous liquors in the, 325, 346, 390, 402
Burksville, bill to repeal act prohibiting the sale of spirituous liquors in, 647, 804, 846
Cadiz, bill authorizing and empowering the trustees of to sell and convey a portion of Monroe street in the ---------- 247, 303, 327, 337
California, in Campbell county, bill appointing commissioners to re-plat the town of ---------- 417, 704, 740, 782
Camdenville, Anderson county, bill prohibiting the sale of spirituous liquors in, &c. ---------- 247, 299

Town of Cane Valley, bill to incorporate the ---- 1137, 1278, 1377, 1398
Caneyville, Grayson county, bill to charter the ---- 755, 986, 1050, 1071
Carlisle, Nicholas county, bill to amend the several acts in relation to the, 608, 774, 844, 1400, 1437, 1450
Carlisle, Nicholas county, act to amend the several acts in relation to the, 813, 1441
Carlisle, bill to establish a city government for the ---- 1045, 1328, 1402, 1446
Carrollton, act to authorize the trustees of the, to borrow money to pay their indebtedness to the Carrollton and Worthville Turnpike Road Company ---- 465, 475, 516, 522
Carrollton, bill to regulate the term of office of police judge and town marshal of the ---- 647, 1201, 1251, 1274
Catlettsburg, bill to amend act to amend the charter of the, 1336, 1391, 1438, 1446
Centerville, Bourbon county, bill to prohibit the sale of spirituous liquors in, 346, 407, 456, 469
Central Covington, Kenton county, bill to incorporate the, 1102, 1118, 1184, 1379, 1401, 1429
Chatham, in Bracken county, bill to establish a voting precinct in, 461, 786, 834, 872
Chester, act to amend act to incorporate the ---- 174, 540, 566, 572
Chester, Mason county, act to amend act to incorporate the, 1073, 1135, 1194, 1229
Clayville, in Webster county, act to repeal act to incorporate the, 614, 937, 961, 974
Clayville, act to repeal act to prohibit the sale of spirituous liquors in, 1161, 1173, 1209, 1229
Clinton, in Hickman county, bill to prohibit the sale, restrain the bartering, giving, or loaning of spirituous liquors in school district No. 17 in, 701, 802, 899, 918
Corinth, in Grant county, act to amend act to incorporate the ---- 350, 519, 538, 560
Corydon, Henderson county, bill to amend act to repeal the charter of the, &c. ---- 734, 1081, 1150, 1198
Curdsville, Daviess county, bill to amend the charter of ---- 394, 499, 551, 569
Cynthiana, resolution to pay certain citizens of, for property destroyed by fire during the late civil war ---- 442, 523, 594, 625, 661
Danville, bill to close an alley in the ---- 826, 1046, 1082, 1101
Danville, bill for the benefit of the trustees of the, in respect to locating repair shops of the Cincinnati Railway, at or near the, and sell bonds to pay the cost and expenses of said location ---- 247, 332, 389, 403
Danville, bill to amend act for the benefit of the trustees of the, in respect to locating repair shops of the Cincinnati Railway ---- 826, 886, 942, 964
Danville, bill to amend act to amend and reduce into one the several acts in relation to the ---- 404, 911, 980, 1010, 1029
Danville, bill to amend act to amend and reduce into one the several acts in relation to the ---- 1012, 1136, 1168, 1209, 1233
Danville, act to amend act to amend act to amend and reduce into one the several acts in relation to the ---- 1241, 1379, 1406, 1427
Dixon, in Webster county, act to re-enact and amend the charter of the, 465, 569, 618, 625, 647

Town of Dixon, Webster county, bill to amend act to amend the charter of the 811, 1017, 1152, 1198
Dixon, Webster county, bill to prohibit the sale of spirituous liquors within the corporate limits of the ---------- 1200, 1251, 1276
Edmonton, Metcalfe county, bill to amend act to prohibit the sale of spirituous liquors in ---------- 810, 860, 930, 950
Elizabethtown, act to amend act to amend the charter of the, 891, 1084, 1113, 1139
Elizabethtown, act to amend act to amend the charter of the, and to authorize the board of trustees to issue bonds, &c. ---------- 988, 1256, 1314, 1341
Elizabethtown, act to amend act to repeal the charter and re-incorporate the ---------- 1183, 1255, 1297, 1315
Elizabethtown, act to repeal act to amend act to repeal the charter of the, 1330, 1378, 1395
Eminence, in Henry county, bill to amend act incorporating the, 520, 967, 1039, 1068
Ewing, bill to charter the ---------- 449, 675, 733, 814, 874
Ewing, in Fleming county, bill to amend the charter of the, and to prevent the sale of spirituous liquors in ---------- 854, 952, 1040, 1070
Falmouth, act to amend act to amend and reduce into one the several acts incorporating the ---------- 350, 459, 486, 493
Falmouth, act to amend the charter of the ---------- 1029
Fancy Farm, in Graves county, bill to incorporate the ---------- 770, 915, 950
Flemingsburg, in Fleming county, bill to incorporate the, 701, 1125, 1178, 1237, 1272, 1320
Flemingsburg, act to amend and reduce into one the several acts to incorporate and relating to the ---------- 1073
Florence, in Boone county, bill to release the citizens of the from working the roads in the vicinity of ---------- 357
Franklin, in Simpson county, bill annulling the charter of the, 541, 711, 741, 781
Frenchburg, in Menifee county, bill to revise and reduce into one the charter and various amendments of the ---------- 461, 813, 914, 951
Frenchburg, Menifee county, bill to legalize certain orders and acts of the board of trustees, and certain license granted by the clerk of the board of trustees of the ---------- 570, 897, 942, 963
Fulton, in Fulton county, act for the benefit of the ---------- 831
Fulton, in Fulton county, act to repeal act to prohibit the sale of spirituous liquors in, &c. ---------- 831
Georgetown, bill to amend and reduce into one the several acts concerning the ---------- 394, 575, 625, 660
Gordonsville, in Logan county, act to amend the charter of the, 340, 540, 606, 614
Grayson, Carter county, act to amend the charter of the ---------- 700, 1047, 1082, 1101
Greensburg, bill to amend act incorporating the ---------- 325, 540, 566, 572
Greensburg, bill to reduce into one the several acts concerning the, 1084, 1182, 1227, 1254
Greenup, act to empower the board of trustees of the, to borrow money to pay for the repairs and extension of the grade of the public landing of the ---------- 153, 188, 213, 228

Town of Greenup, in Greenup county, act to amend the act of incorporation of the, and the amendatory acts thereof ---- 260, 540, 566, 572
Greenup, Greenup county, act to repeal sections 3 and 5 of act to amend the act of incorporation of the ---- 1225, 1255, 1297, 1315
Greenville, bill to amend the several acts relating to the ---- 1432
Haydensville, Todd county, bill prohibiting the sale of spirituous liquors in ---- 811, 860, 915, 936
Hammonville, in Hart county, bill to amend act to incorporate the, 542, 600, 809, 815, 873
Hanson, in Hopkins county, bill to amend the charter of the, 754, 843, 899, 919
Hardinsburg, bill for the benefit of the trustees of the ---- 700, 759, 806, 824
Hardyville, in Hart county, bill to amend act to establish and incorporate the ---- 520, 612, 679, 689
Harrodsburg, bill to repeal so much of an act as extends jurisdiction to police judge of, in civil cases over the county of Mercer ---- 460, 650, 678, 689
Harrodsburg, act to repeal act to change part of the eastern boundary of the, 519, 787, 870, 905
Harrodsburg, Mercer county, bill to amend the charter of the, 908, 1087, 1149, 1199
Harrodsburg, Mercer county, bill to amend the charter of the, 908, 1124, 1194, 1233
Hartford, act for the benefit of the trustees of the ---- 497, 1199, 1228, 1246
Hartford, bill for the benefit of the trustees of ---- 114, 168, 235, 254
Hazard, in Perry county, bill to incorporate the ---- 406, 451
Hiseville, Barren county, bill to amend the charter of the, 404, 898, 937, 1040, 1067
Homer, in Logan county, bill to amend the charter of the ---- 208, 250, 299
Horse Cave, act to amend act to incorporate the, by changing the name of said town from Caverna to ---- 199, 249, 299
Horse Cave, in Hart county, bill to amend act to incorporate the, 734, 912, 980, 1011
Jeffersonville, in Montgomery county, bill to amend the charter of the, 608, 712, 741, 781
Knottsville, Daviess county, bill to amend the charter of the ---- 132, 185, 212, 237
Knottsville, Daviess county, bill to amend the charter of the, 1084, 1251, 1274
Kuttawa, in Lyon county, bill to amend the charter of ---- 520, 585, 625, 660
Lagrange, Oldham county, act to amend, revise, and reduce into one the several acts in regard to the ---- 1163, 1441, 1450
Lancaster, act to amend act to reduce into one the several acts in regard to the, and for other purposes ---- 121, 198, 213, 228
Lawrenceburg, bill to amend the charter of the ---- 519, 685, 740, 782
Lebanon, Marion county, act for the benefit of the police judge of, 937, 1278, 1333, 1359
Lewisburg, in Logan county, bill to amend the charter of the, 541, 575, 620, 646
Lewisburg, in Mason county, bill to amend act to incorporate and establish the ---- 542, 712, 740, 782
Lewisport, Hancock county, act in relation to the ---- 1203, 1256, 1298, 1315

Town of Livingston, in Rockcastle county, act to incorporate the_____650, 889, 916, 947
Lockport, Henry county, bill to amend act incorporating the__208, 303, 327, 337
London, bill to amend act incorporating the, &c._____1126, 1159, 1210, 1230
London, Laurel county, bill to close an alley and extend Hill street in the _____1122, 1346, 1430
London, Laurel county, bill to prohibit the sale of spirituous liquors in, 756, 926, 980, 1010
Lott, in Whitley county, bill to incorporate the_____1136, 1180, 1252, 1275
Louisa, bill to amend the charter of the_____542, 713, 741, 782
Louisa, Lawrence county, bill to amend the charter of the, 520, 886, 930, 951
Lovelaceville, in Ballard county, bill to amend act to incorporate the, 607, 712, 741, 782
Ludlow, bill to amend the charter of_____755, 897, 1042, 1068
Madisonville, act to amend act to amend and reduce into one the several acts concerning the _____ 465, 540, 567, 573
Marion, Crittenden county, bill to amend section 1 of article 6 of act to amend and reduce into one the several acts in reference to the _____ 810
McHenry, act to incorporate the _____ 434, 519, 551, 560
McHenry, bill to amend act incorporating the_____ 809, 1080, 1149, 1197
McKinney, Lincoln county, bill to incorporate the_____ 460, 704, 740, 781
Midway, in Woodford county, act to amend act to incorporate the, 1048, 1117, 1173, 1227, 1246
Milburn, Ballard county, bill to repeal act to prohibit the sale of spirituous liquors in_____825, 1301, 1445
Millerstown, in Grayson county, bill to amend act to incorporate the, 346, 396, 421, 432, 553
Millerstown, bill to regulate the sale of liquors in_____346, 397, 415, 432
Montgomery, in Trigg county, bill to amend the charter of the, 541, 712, 806, 824
Monticello, act to authorize the trustees of, to tax and license the sale of spirituous liquors within the _____ 143, 338, 352, 358
Morehead, in Rowan county, bill to prohibit the sale of spirituous liquors in_____ 733, 802, 870, 905
Morgantown, Butler county, bill to repeal in part act to extend the limits of the_____ 701, 967, 1042, 1066
Moscow, Hickman county, bill to amend act prohibiting the sale of spirituous liquors in_____ 1084, 1322, 1378, 1398
Munfordville, in Hart county, bill to incorporate the __ 329, 426, 488, 605, 621
Murray, bill to amend act to reduce into one the several acts incorporating the, &c._____700, 1058, 1150, 1198
Nevada, in Mercer county, bill to incorporate the___ 519, 968, 1120, 1151, 1196
New Campbellsburg, in Henry county, bill to incorporate the, 461, 738, 754, 769, 823
New Campbellsburg, in Henry county, bill to amend act to incorporate the, 1174, 1344, 1438, 1446
New Market, in Marion county, bill to amend the charter of the, 460, 600, 642, 661
North Benson, Shelby county, act to incorporate the_____ 1241

Town of Greenup, in Greenup county, act to amend the act of incorporation of the, and the amendatory acts thereof ---- 260, 540, 566, 572
Greenup, Greenup county, act to repeal sections 3 and 5 of act to amend the act of incorporation of the ---- 1225, 1255, 1297, 1315
Greenville, bill to amend the several acts relating to the ---- 1432
Haydensville, Todd county, bill prohibiting the sale of spirituous liquors in ---- 811, 860, 915, 936
Hammonville, in Hart county, bill to amend act to incorporate the, 542, 600, 809, 815, 873
Hanson, in Hopkins county, bill to amend the charter of the, 754, 843, 899, 919
Hardinsburg, bill for the benefit of the trustees of the ---- 700, 759, 806, 824
Hardyville, in Hart county, bill to amend act to establish and incorporate the ---- 520, 612, 679, 689
Harrodsburg, bill to repeal so much of an act as extends jurisdiction to police judge of, in civil cases over the county of Mercer ---- 460, 650, 678, 689
Harrodsburg, act to repeal act to change part of the eastern boundary of the, 519, 787, 870, 905
Harrodsburg, Mercer county, bill to amend the charter of the, 908, 1087, 1149, 1199
Harrodsburg, Mercer county, bill to amend the charter of the, 908, 1124, 1194, 1233
Hartford, act for the benefit of the trustees of the ---- 497, 1199, 1228, 1246
Hartford, bill for the benefit of the trustees of ---- 114, 168, 235, 254
Hazard, in Perry county, bill to incorporate the ---- 406, 451
Hiseville, Barren county, bill to amend the charter of the, 404, 898, 937, 1040, 1067
Homer, in Logan county, bill to amend the charter of the ---- 208, 250, 299
Horse Cave, act to amend act to incorporate the, by changing the name of said town from Caverna to ---- 199, 249, 299
Horse Cave, in Hart county, bill to amend act to incorporate the, 734, 912, 980, 1011
Jeffersonville, in Montgomery county, bill to amend the charter of the, 608, 712, 741, 781
Knottsville, Daviess county, bill to amend the charter of the ---- 132, 185, 212, 237
Knottsville, Daviess county, bill to amend the charter of the, 1084, 1251, 1274
Kuttawa, in Lyon county, bill to amend the charter of ---- 520, 585, 625, 660
Lagrange, Oldham county, act to amend, revise, and reduce into one the several acts in regard to the ---- 1163, 1441, 1450
Lancaster, act to amend act to reduce into one the several acts in regard to the, and for other purposes ---- 121, 198, 213, 228
Lawrenceburg, bill to amend the charter of the ---- 519, 685, 740, 782
Lebanon, Marion county, act for the benefit of the police judge of, 937, 1278, 1333, 1359
Lewisburg, in Logan county, bill to amend the charter of the, 541, 575, 620, 646
Lewisburg, in Mason county, bill to amend act to incorporate and establish the ---- 542, 712, 740, 782
Lewisport, Hancock county, act in relation to the ---- 1203, 1256, 1298, 1315

Town of Livingston, in Rockcastle county, act to incorporate the_____650, 889, 916, 947
Lockport, Henry county, bill to amend act incorporating the__208, 303, 327, 337
London, bill to amend act incorporating the, &c._____1126, 1159, 1210, 1230
London, Laurel county, bill to close an alley and extend Hill street in the _____1122, 1346, 1430
London, Laurel county, bill to prohibit the sale of spirituous liquors in, 756, 926, 980, 1010
Lott, in Whitley county, bill to incorporate the_____1136, 1180, 1252, 1275
Louisa, bill to amend the charter of the_____542, 713, 741, 782
Louisa, Lawrence county, bill to amend the charter of the, 520, 886, 930, 951
Lovelaceville, in Ballard county, bill to amend act to incorporate the, 607, 712, 741, 782
Ludlow, bill to amend the charter of_____755, 897, 1042, 1068
Madisonville, act to amend act to amend and reduce into one the several acts concerning the _____ 465, 540, 567, 573
Marion, Crittenden county, bill to amend section 1 of article 6 of act to amend and reduce into one the several acts in reference to the _____ 810
McHenry, act to incorporate the _____ 434, 519, 551, 560
McHenry, bill to amend act incorporating the_____ 809, 1080, 1149, 1197
McKinney, Lincoln county, bill to incorporate the_____ 460, 704, 740, 781
Midway, in Woodford county, act to amend act to incorporate the, 1048, 1117, 1173, 1227, 1246
Milburn, Ballard county, bill to repeal act to prohibit the sale of spirituous liquors in_____825, 1301, 1445
Millerstown, in Grayson county, bill to amend act to incorporate the, 346, 396, 421, 432, 553
Millerstown, bill to regulate the sale of liquors in_____346, 397, 415, 432
Montgomery, in Trigg county, bill to amend the charter of the, 541, 712, 806, 824
Monticello, act to authorize the trustees of, to tax and license the sale of spirituous liquors within the _____ 143, 338, 352, 358
Morehead, in Rowan county, bill to prohibit the sale of spirituous liquors in_____ 733, 802, 870, 905
Morgantown, Butler county, bill to repeal in part act to extend the limits of the_____ 701, 967, 1042, 1066
Moscow, Hickman county, bill to amend act prohibiting the sale of spirituous liquors in_____ 1084, 1322, 1378, 1398
Munfordville, in Hart county, bill to incorporate the __ 329, 426, 488, 605, 621
Murray, bill to amend act to reduce into one the several acts incorporating the, &c._____700, 1058, 1150, 1198
Nevada, in Mercer county, bill to incorporate the___ 519, 968, 1120, 1151, 1196
New Campbellsburg, in Henry county, bill to incorporate the, 461, 738, 754, 769, 823
New Campbellsburg, in Henry county, bill to amend act to incorporate the, 1174, 1344, 1438, 1446
New Market, in Marion county, bill to amend the charter of the, 460, 600, 642, 661
North Benson, Shelby county, act to incorporate the_____ 1241

Town of North Middletown, in Bourbon county, bill to amend act to amend act to reduce into one, amend, and digest the acts and amendatory acts incorporating the ---- 258, 324, 352, 392
North Middletown, Bourbon county, bill to amend the charter of the, 798, 968, 1039, 1067
Orangeburg, in Mason county, bill to incorporate the ---- 784, 802, 942, 963
Owenton, in Owen county, bill to amend act to amend and reduce into one all previous acts incorporating the ---- 461
Owingsville, Bath county, act to prevent persons playing cards in, &c., 811, 860, 1050, 1071
Parkland, bill to amend act to amend the charter of ---- 449, 463, 486, 517
Parkland, bill to amend act to charter the ---- 1239, 1258, 1260, 1297, 1315
Parkland, bill to amend act to amend act to charter the ---- 1432
Parksville, Boyle county, act to extend the limits of the ---- 519, 786, 834, 874
Peak's Mill, in Franklin county, bill to repeal all laws incorporating the, 1136, 1201, 1252, 1274
Pellville, Hancock county, bill authorizing the police judge of to hold his court the first Monday in each month, &c. ---- 190, 612, 642, 661
Petersburg, Boone county, bill to authorize the election of a police judge, town marshal, and five trustees of the ---- 938, 1321, 1446
Pikeville, Pike county, bill limiting the jurisdiction of the police judge and town marshal of the, &c. ---- 1121, 1179, 1251, 1275
Pikeville, act to repeal act limiting the jurisdiction of the police judge and town marshal of the ---- 1392, 1399, 1440, 1449
Pleasureville, in Henry county, bill to amend act incorporating the, 208, 303, 336, 345
Poplar Plains, in Fleming county, bill to incorporate the, &c., 449, 675, 698, 708
Port Royal, Henry county, bill to incorporate the ---- 461, 736, 779, 823
Princeton, bill to amend act to amend and reduce into one the several acts in reference to the ---- 190, 350, 389, 403
Rocky Hill, in Edmonson county, bill to amend act incorporating the, 208, 262, 297, 312
Russe'lville, act to amend and reduce into one the several acts relating to the ---- 735, 920, 1185, 1242, 1333, 1341
Sadieville, Scott county, bill to incorporate the ---- 1360, 1368, 1403, 1428
Salyersville, Magoffin county, bill to extend the corporate limits of the, 1122, 1238, 1297, 1320
Sanders, in Carroll county, bill to amend act to amend and revise the charter of the ---- 521
Scottsville, bill to amend act amending and reducing into one the several acts relating to the ---- 1122, 1140, 1252, 1275
Scottsville, Allen county, bill taxing shows for the benefit of, 825, 1087, 1149, 1199
Seymour, in Hart county, bill to establish and incorporate the, 734, 912, 980, 1011
Sharpsburg, Bath county, bill to amend section 22 of an act to amend an act to incorporate the ---- 938, 1367, 1403, 1428

Town of Shelbyville, bill to amend the charter of the ---- 623, 713, 742, 780
Sherburne, Fleming county, bill for the benefit of ---- 237, 397, 420, 433
Slaughtersville, Webster county, bill to amend the charter of the, 282, 383, 420, 433
Somerset, bill to empower the board of trustees of the to take stock in the Somerset and Clio Turnpike Road Company ---- 520, 759, 806, 823
South Carrollton, in Muhlenburg county, act to amend and reduce into one the several acts relating to the ---- 1125
South Carrollton, in Muhlenburg county, bill to amend the charter of the, 608, 773
Spottsville, in Henderson county, bill to incorporate the, 542, 774, 964, 1040, 1067
Stanford, act to authorize the trustees of, to subscribe to and pay for stock in a town hall company ---- 210, 393, 415, 421
Stanford, act to amend act to authorize the trustees of the to subscribe to and pay for stock in a town hall, &c. ---- 1392, 1393, 1407, 1449
Stanford, bill to amend act to amend and reduce into one the several acts relating to the ---- 783, 860, 930, 950
Stanton, in Powell county, bill to amend the charter of the, 208, 262, 297, 312
Stephensport, Breckinridge county, bill to amend act to amend the charter of the ---- 1188
Stroud City, in Muhlenburg county, act to incorporate the, 969, 1135, 1195, 1229
Sulphur Well, in Metcalfe county, bill to incorporate the ---- 541, 711, 742, 780
Summerville, bill to amend act incorporating the ---- 1336, 1345, 1403, 1428
Three Forks, in Warren county, bill to incorporate the ---- 811, 887, 1042, 1068
Three Springs, Hart county, act to prohibit the sale of spirituous liquors in ---- 398, 1083, 1152, 1176
Tilton, Fleming county, bill to amend act establishing the, 520, 906, 939, 1041, 1068
Tompkinsville, Monroe county, act to amend and reduce into one the several acts in relation to the ---- 635, 708, 742, 772
Tunnel City, in Lincoln county, bill to amend and reduce into one an act to incorporate the ---- 783, 1107, 1192, 1235
Tyrone, in Anderson county, bill to incorporate the ---- 682, 896, 979, 1010
Uniontown, act to amend act to amend and reduce into one the acts relating to the ---- 926, 1120, 1195, 1229
Vanceburg, bill authorizing the granting of tavern license in, 118, 324, 362, 393
Verona, in Boone county, bill to regulate the sale of spirituous liquors in ---- 797, 1179, 1226, 1254
Versailles, bill to amend act to amend and reduce into one the several acts concerning the ---- 405, 436, 473, 518
Versailles, in Woodford county, bill to extend the limits of the, 811, 1047, 1057, 1072, 1082, 1111
West Liberty, Morgan county, bill changing and fixing the corporate limits of ---- 394, 736, 778, 823
West Louisville, in Daviess county, bill to incorporate the, 700, 968, 1064, 1101

Town of Whitesville, Daviess county, act to authorize and empower the trustees of the to sell spirituous liquors by the drink, in licenses issued by the ---- 236
Williamsburg, in Whitley county, bill to amend act to amend and reduce into one the several acts relating to the ---------- 708, 885, 980, 1010
Williamstown, bill to amend the charter of the-- 875, 1047, 1158, 1252, 1275
Willisburg, in Washington county, bill to incorporate the, 461, 471, 488, 746, 806, 824
Woodburn, Warren county, act to amend the charter of the ---------- 1388
Worthville, in Carroll county, bill to amend act to incorporate the, 700, 967, 1038, 1069
Town Hall Company—see Stanford Town Hall Company.
—see Town, Stanford.
Tradewater river, bill ceding jurisdiction to the United States to lands bordering on ---------- 920
Trains on railroads—see Railroads.
Transportation Company—see West End Transportation Company.
Treasurer—see Hardin county.
Treasurer, county—see Campbell county.
—see Lincoln county.
—see McCracken county.
Treasury—see Claims, fraudulent.
Trenton School and Hall Company, bill to empower the to issue bonds, 1137, 1160, 1209, 1233
Trespass—see Carroll and Trimble counties.
—see Nicholas county.
Trespass by cattle—see Grant county.
Trigg county—see Wallis, W. M.
Trimble county, bill to authorize the voters of, to vote a tax for turnpike purposes, 810, 1346, 1402, 1428
—see Carroll county.
—see Lee, J. W.
Trinity Episcopal—see Church.
Trust Company—see Union Trust Company.
Trustee of the jury fund of Jefferson county, resolution directing not to make further payment of moneys to the clerk of the Jefferson circuit court until matters before the Senate are disposed of ---------- 295, 320, 336, 338
Trustees—see College, Agricultural and Mechanical.
—see Creditors.
—see Town, Hardinsburg.
—see Town, Hartford.
Trust funds—see Corporations.
Tug river portion of Pike county, bill to allow the, to erect a new court-house, and maintain separate courts ---------- 1360
Tully, John—see Devan, William.
Tunnel City—see Town.
Tupman, Martha A., bill for the benefit of ---------- 734, 927, 980, 1010
Turner, Thomas, resolution of thanks to ---------- 1220, 1397, 1409
Turnpike of E. K. Thornton—see Commissioners of the Sinking Fund.
Turnpike and gravel roads—see Tolls.

Turnpike, Gravel, and Plank Roads—see General Statutes.
Turnpike companies, bill to amend act to empower the counties of this Commonwealth to take stock in ---- 405, 675, 698, 707
Turnpike Road Company, bill to incorporate a, to construct a road from Campbellsville, via Elkton, to Mannsville ---- 733, 1349, 1403, 1431
Turnpike Road Company—see Grant county.
Turnpike roads, bill to authorize to make certain contracts with each other, 1361, 1412, 1439, 1448
—see Henry county.
—see Pendleton county.
—see Simpson county.
Turnpike road tax—see Lewis county.
Turnpike tax—see Oldham county.
Twelve Mile—see Road, turnpike.
Tyler, Ernest, of Shelby county, act for the benefit of ---- 444, 874, 916, 929
Tyrone—see Town.
Union—see Beech Grove Sunday-school Union.
Union Benevolent Society—see Society.
Union circuit court—see Court, circuit, of Union.
Union county, act for the benefit of, re-enacting and amending act for the benefit of, authorizing the county court of, to refund the court-house and jail debts ---- 453, 540, 566, 572
act to raise a bridge fund for ---- 705, 812, 835, 856
act to authorize certain officers to execute process and collect executions in ---- 1280, 1393, 1407, 1427
—see Caseyville and Lindle districts.
court—see Court, county, of Union.
Union College—see College.
Union Express Company, bill to amend act to incorporate the, 406, 426, 457, 515, 535, 760, 770, 779, 825
Union Insurance Company—see Insurance Company, Louisville.
Uniontown—see Town.
Uniontown and Morganfield—see Road, turnpike.
Union Trust Company, act to incorporate the ---- 804
Upper Blue Lick, Elizaville and Flemingsburg—see Road, turnpike.
Urinal—see Resolution, joint.
United Baptist of Freedom—see Church.
United States Buildings—see City of Frankfort.
—see City of Louisville.
—see City of Maysville.
—see City of Owensboro.
—see City of Paducah.
United States Buildings at Louisville—see Resolution, joint.
United States jurisdiction—see Big Sandy and Licking rivers.
—see Cumberland river.
—see Green river.
—see Kentucky river.
—see Tradewater river.
of certain lands—see Campbell county.

Town of Whitesville, Daviess county, act to authorize and empower the trustees of the to sell spirituous liquors by the drink, in licenses issued by the ---- 236
Williamsburg, in Whitley county, bill to amend act to amend and reduce into one the several acts relating to the ---- 708, 885, 980, 1010
Williamstown, bill to amend the charter of the-- 875, 1047, 1158, 1252, 1275
Willisburg, in Washington county, bill to incorporate the, 461, 471, 488, 746, 806, 824
Woodburn, Warren county, act to amend the charter of the ---- 1388
Worthville, in Carroll county, bill to amend act to incorporate the, 700, 967, 1038, 1069
Town Hall Company—see Stanford Town Hall Company.
—see Town, Stanford.
Tradewater river, bill ceding jurisdiction to the United States to lands bordering on ---- 920
Trains on railroads—see Railroads.
Transportation Company—see West End Transportation Company.
Treasurer—see Hardin county.
Treasurer, county—see Campbell county.
—see Lincoln county.
—see McCracken county.
Treasury—see Claims, fraudulent.
Trenton School and Hall Company, bill to empower the to issue bonds, 1137, 1160, 1209, 1233
Trespass—see Carroll and Trimble counties.
—see Nicholas county.
Trespass by cattle—see Grant county.
Trigg county—see Wallis, W. M.
Trimble county, bill to authorize the voters of, to vote a tax for turnpike purposes, 810, 1346, 1402, 1428
—see Carroll county.
—see Lee, J. W.
Trinity Episcopal—see Church.
Trust Company—see Union Trust Company.
Trustee of the jury fund of Jefferson county, resolution directing not to make further payment of moneys to the clerk of the Jefferson circuit court until matters before the Senate are disposed of ---- 295, 320, 336, 338
Trustees—see College, Agricultural and Mechanical.
—see Creditors.
—see Town, Hardinsburg.
—see Town, Hartford.
Trust funds—see Corporations.
Tug river portion of Pike county, bill to allow the, to erect a new court-house, and maintain separate courts ---- 1360
Tully, John—see Devan, William.
Tunnel City—see Town.
Tupman, Martha A., bill for the benefit of ---- 734, 927, 980, 1010
Turner, Thomas, resolution of thanks to ---- 1220, 1397, 1409
Turnpike of E. K. Thornton—see Commissioners of the Sinking Fund.
Turnpike and gravel roads—see Tolls.

Turnpike, Gravel, and Plank Roads—see General Statutes.
Turnpike companies, bill to amend act to empower the counties of this Commonwealth to take stock in ---- 405, 675, 698, 707
Turnpike Road Company, bill to incorporate a, to construct a road from Campbellsville, via Elkton, to Mannsville ---- 733, 1349, 1403, 1431
Turnpike Road Company—see Grant county.
Turnpike roads, bill to authorize to make certain contracts with each other, 1361, 1412, 1439, 1448
—see Henry county.
—see Pendleton county.
—see Simpson county.
Turnpike road tax—see Lewis county.
Turnpike tax—see Oldham county.
Twelve Mile—see Road, turnpike.
Tyler, Ernest, of Shelby county, act for the benefit of ---- 444, 874, 916, 929
Tyrone—see Town.
Union—see Beech Grove Sunday-school Union.
Union Benevolent Society—see Society.
Union circuit court—see Court, circuit, of Union.
Union county, act for the benefit of, re-enacting and amending act for the benefit of, authorizing the county court of, to refund the court-house and jail debts ---- 453, 540, 566, 572
act to raise a bridge fund for ---- 705, 812, 835, 856
act to authorize certain officers to execute process and collect executions in ---- 1280, 1393, 1407, 1427
—see Caseyville and Lindle districts.
court—see Court, county, of Union.
Union College—see College.
Union Express Company, bill to amend act to incorporate the, 406, 426, 457, 515, 535, 760, 770, 779, 825
Union Insurance Company—see Insurance Company, Louisville.
Uniontown—see Town.
Uniontown and Morganfield—see Road, turnpike.
Union Trust Company, act to incorporate the ---- 804
Upper Blue Lick, Elizaville and Flemingsburg—see Road, turnpike.
Urinal—see Resolution, joint.
United Baptist of Freedom—see Church.
United States Buildings—see City of Frankfort.
—see City of Louisville.
—see City of Maysville.
—see City of Owensboro.
—see City of Paducah.
United States Buildings at Louisville—see Resolution, joint.
United States jurisdiction—see Big Sandy and Licking rivers.
—see Cumberland river.
—see Green river.
—see Kentucky river.
—see Tradewater river.
of certain lands—see Campbell county.

United States Mutual Aid Association—see Association.
United States troops—see Property destroyed.
United Order of Workingmen of Color—see Lodge, Grand.
Van Buren and Chaplin—see Road, turnpike.
Vanceburg—see City.
—see Town.
Vanceburg, Dry Run and Kinniconick—see Road, turnpike.
Vanceburg Male and Female Academy—see Academy.
Vanceburg, Salt Lick, Tollsboro and Maysville Turnpike Road—see Court, county, of Lewis.
Vanmeter, Decatur, bill authorizing, to build a mill-dam across Nolin river, in Edmonson county ---------- 826, 1087, 1149, 1199
Vaughan, C. M., former sheriff of Hickman county, bill for the benefit of, 272, 335, 352, 392
—see Renick, J. F.
Vault Company—see Louisville Safety Vault Company.
Venue, bill to regulate change of, in civil cases---------- 1012, 1028, 1049, 1070
Verona—see Town.
Versailles—see Town.
Veto of act to incorporate the Bonanza Bridge Company ---------- 970
act to incorporate the Dixon Chapter 124, of Royal Arch Masons, in Webster county---------- 588
act to incorporate Dixon Lodge, No. 467, of Free and Accepted Masons---- 589
act for the benefit of ferry keepers of Breckinridge, Hancock, and Greenup counties---------- 1410
act to amend section 19, chapter 42, of the General Statutes ---------- 858
act for the benefit of the Goshen and Sligo Turnpike Road Company------ 771
Vice Chancellor of the Louisville chancery court, act to amend act to provide for the election of, &c.----------1059, 1072, 1100, 1107
Vice Chancellor—see Court, chancery, of Louisville.
Viley, John R., appointed Director of the Northern Bank of Kentucky ---------- 1258
Vine Grove Seminary—see Seminary.
Voight Patent Water Wheel Company, bill to incorporate the, 755, 888, 1011, 1049, 1071
Voting at primary elections, bill to regulate and prevent fraud therein, for the benefit of Harrison, Bourbon, and Kenton counties ----------734, 990, 1044, 1049
Voting and magisterial district—see Martin county.
Voting in magisterial district—see Montgomery county.
Voting precinct—see Christian county.
Voting precinct—see Town, Chatham.
Voting precincts—see Court, county, of Ballard.
Wacker, A. G., petition of ---------- 602
Walker, B. R, of Fulton county, act for the benefit of ----------787, 796, 815, 855
Walker, Edwin H., petition of---------- 531
Wallace, John, late clerk of the Boone circuit court, act for the benefit of, 940, 1173, 1227, 1246
Wallis, H. Clay, of Lyon county, bill for the benefit of----------799, 833, 899, 919
Wallis, W. M., of Trigg county, bill for the benefit of----------417, 843, 898, 919
Walnutta Collegiate Institute—see Institute.

Walthall, Wm. A.—see Huddleston, J. A. B.
War claim of Kentucky, resolution in regard to 361, 404, 431, 434
Warden—see Penitentiary.
Warden of Penitentiary, William S. Stone elected 1419
Warder, Hiram T., late sheriff of Lewis county, act for the benefit of, 805, 1173, 1228, 1246
Warehouses, public grain, in this Commonwealth, act to regulate, 940, 1219, 1273, 1279
Warrants—see Distress warrants.
Warren county, bill to prohibit the sale of spirituous liquors within three miles of New Gasper Church in 169, 324, 345, 352, 392
act allowing the constables of the magisterial districts of, to appoint one deputy 462
bill to prohibit the sale of spirituous liquors within one mile of Polkville 920
—see Birds.
—see Burton, John W.
—see Cook, J. W.
—see School district.
—see Smith, Henry.
Warner, Nancy—see Jennings, James.
Washington county—see Barnett, John.
—see Burnett, John.
—see Line, county.
—see School district.
—see Schindler, G. & C.
Washington county court—see Court, county, of Washington.
Washington, Marion, and Taylor counties, act to prevent stock from running at large in 801, 890
Washington, W. B.—see Court, county, of Henderson.
Water—see Librarian, State.
Water Company—see Louisville Water Company.
—see Maysville Water Company.
—see Owensboro Water Company.
Waterloo district—see Hart county.
Water-power Company—see Louisville Water-power Company.
Water Wheel Company—see Voight Patent Water Wheel Company.
Wayne county, bill to prevent the sale of spirituous liquors within one mile of Mount Pisgah Church, in 811, 860, 915, 936
school commissioner of—see Shearer, J. D.
Wayne county court—see Court, county, of Wayne.
Webb, John A., bill for the benefit of 1012, 1179, 1251, 1275
Webster county, bill to prevent persons from throwing logs or other obstructions in any of the creeks of 423, 641, 679, 689
—see Bailey, John G.
—see Cobb, Mary E.
—see Price, E. L.
—see Sutton, George W.
Weigher and Measurer—see City of Newport.
Weights and measures—see Sealer of weights and measures.

Wells, Mitchell & Co., of Maysville, act for the benefit of ---------- 419, 853, 899, 914
Wells, R. F., of Elliott county, bill for the benefit of ---------- 570, 833, 1011, 1049, 1071
West End Transportation Company, of Louisville, act to incorporate the, 735, 744, 779, 817
Western Kentucky Lunatic Asylum—see Asylum.
West, James F., bill for the benefit of ---------- 417, 1345, 1402, 1431
West Liberty—see Town.
West Louisville—see Town.
West Louisville Cemetery Company—see Cemetery Company.
Westport—see Court of claims of Oldham county.
Wheat, Robert—see Dehoney, George W.
Wheeler, Charles K.—see Smith, Edward D.
Wheeler, James, of Christian county, bill for the benefit of ---------- 1200, 1436
Whipps, W. C. D., bill for the benefit of ---------- 682, 695
act for the benefit of ---------- 854, 1231, 1232, 1240, 1252, 1275
White Haven and Richwood—see Road, turnpike.
White Haven and Richmond—see Road, turnpike.
White, John W., late sheriff of McLean county, bill for the benefit of, 647, 967, 1042, 1066
White, Richard J., added to the Committee on Sinking Fund ---------- 475
Whitesides, Samuel, of Henry county, act for the benefit of, 955, 956, 1256, 1298, 1316
White Sulphur and Fisherville—see Road, turnpike.
White Sulphur Springs Hotel Company, in Bath county, bill to incorporate the, 682, 1087, 1151, 1199
Whitesville—see Evans & Clemants.
—see Town.
Whitley county, bill to regulate the collection of taxes in, for county purposes, 784, 888, 890, 1041
—see McClarty, Rebecca.
—see Wilson, Enoch.
Wickliffe, Charles B., late sheriff of Muhlenburg county, bill for the benefit of, 810, 941, 961
Wickliffe Mining Company, act to incorporate the ---------- 1330, 1335, 1356, 1372
Widows and Orphans' Relief—see Association.
Wilderness—see Road, turnpike.
Wilhoit, Oliver, of Henry county, bill for the benefit of ---------- 734
Wilkinson, J. H., added to the Committee on Penitentiary and House of Reform -- 161
appointed on committee to visit the Western Lunatic Asylum and Institution for the Blind ---------- 161
appointed on committee to visit Western Lunatic Asylum and Institution for the Blind ---------- 209
Williamsburg—see Town.
Williams, Joseph, bill to transfer any interest the Commonwealth of Kentucky has in the estate of, to Sarah Royster, of Pulaski county ---- 584, 692, 708, 774, 844, 874
Williamstown—see Town.
Williamstown Bank—see Bank.
Williamstown and Dowdsville—see Road, turnpike.
Willingham, A. H., added to the joint committee on mileage ---------- 161
Willingham, P. M., nominated for Door-keeper ---------- 21, 30

Willisburg—see Schools, graded.
—see Town.
Wilson, David, & Co.—see Bank, Exchange.
Wilson, Enoch, committee for Biddy Wilson, of Knox county, act for the benefit of ---- 1300, 1367, 1404, 1429
committee for Biddy Wilson, of Whitley county, bill for the benefit of ---- 1044
Winchester—see Court, police.
—see School, colored public.
Winchester, Iron Works and Schollsville Branch—see Road, turnpike.
Winchester and Muddy Creek—see Road, Turnpike.
Winchester, Ruckerville and Vienna—see Road, turnpike.
Wingate, Isaac, nominated for Chief Clerk ---- 4
Wisdom, Elijah L., and Green Atwell, bill repealing act for the benefit of ---- 797
Wise, James S., bill for the benefit of ---- 634, 859, 915, 936
Wiseman, H. B., late sheriff of Estill county, act for the benefit of ---- 533, 544
Witnesses, Commonwealth, in felony cases, bill regulating the pay of, 854, 1147, 1193, 1234
Wolfe county—see Hanks, C. M.
—see Hensley, E. A.
—see Jailers.
—see Line, county.
Wolves—see Reward.
Women—see Married women.
Woodburn—see Town.
Woodford, Boyle, and Garrard counties, bill to repeal act to prohibit stock from running at large on turnpike roads in, so far as to strike out Boyle county, 118, 162, 187, 197
Woodford county, act to amend act to provide for working dirt roads in ---- 831
—see Court of common pleas of Fayette.
—see Ireland, John T.
—see Justices of the peace.
—see Line.
—see School district.
court—see Court, county, of Woodford.
Woodford Hotel Company, bill to incorporate the, and to repeal an act to incorporate the ---- 320, 443, 486, 517
bill to amend act to incorporate the ---- 1360, 1368, 1405, 1447
Woodlake and Spring Station—see Road, turnpike.
Wood, Susan J., a pauper idiot, bill for the benefit of ---- 272
Woods, Thomas—see Jett, M. E.
Woolfolk, J. S.—see Asylum, Eastern Kentucky Lunatic.
Woolper—see Road, turnpike.
Work-house—see City of Lexington.
—see City of Louisville.
Work-houses—see Courts, county.
Workingmen, Independent Order of—see Lodge, Supreme.

Wells, Mitchell & Co., of Maysville, act for the benefit of ---------- 419, 853, 899, 914
Wells, R. F., of Elliott county, bill for the benefit of ---------- 570, 833, 1011, 1049, 1071
West End Transportation Company, of Louisville, act to incorporate the, 735, 744, 779, 817
Western Kentucky Lunatic Asylum—see Asylum.
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West Liberty—see Town.
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act for the benefit of ---------- 854, 1231, 1232, 1240, 1252, 1275
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Wiseman, H. B., late sheriff of Estill county, act for the benefit of ---- 533, 544
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Wolfe county—see Hanks, C. M.
—see Hensley, E. A.
—see Jailers.
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Wolves—see Reward.
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Woodford, Boyle, and Garrard counties, bill to repeal act to prohibit stock from running at large on turnpike roads in, so far as to strike out Boyle county, 118, 162, 187, 197
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—see Court of common pleas of Fayette.
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Work-house—see City of Lexington.
—see City of Louisville.
Work-houses—see Courts, county.
Workingmen, Independent Order of—see Lodge, Supreme.

Wortham, J. S., county attorney of Grayson county, act for the benefit of, 104, 272, 331, 352, 359
Worthville—see Town.
Wrather, S. M., and others, sureties of J. H. Swift, late sheriff of Calloway county, bill for the benefit of ---------- 789
Writ of forcible entry and detainer—see Fees.
Wylie's Branch, in Johnson county, act to declare a navigable stream--701, 832, 899, 919
Wyoming and East Fork—see Road, turnpike.
Yarnallton—see Road, turnpike.
Yost Chapel—see Logan county.
Young, Benjamin F., owner of the established ferry at the town of Russell, in Greenup county, and his successors, act for the benefit of---------- 182, 258
Young, Bennett H.—see Sine Pendulum.
Young, George C.—see Court of claims of Barren county.
Young, Johnson A., of Montgomery county, bill for the benefit of --- 461, 613, 657, 667
Young Ladies' Academy—see Academy.
Young, Lucien, resolution appropriating money to purchase a sword for--1175, 1252, 1276
Young, Mary B., of Metcalfe county, bill for the benefit of ---------799, 833, 870, 905
Young Men's Christian—see Association.
Young, S. A.—see City of Henderson.
Zachary, Bartley, sr., committee of Bartley Zachary, jr., of Grayson county, bill for the benefit of ---------- 405

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